

---

**PRELIMINARY DRAFT**  
**No. 3774**

**PREPARED BY**  
**LEGISLATIVE SERVICES AGENCY**  
**2005 GENERAL ASSEMBLY**

---

**DIGEST**

**Citations Affected:** IC 20-18; IC 20-10.1-16; IC 20-20.

**Synopsis:** Recodification. Articles 18 and 20. (New order, with queries.)

**Effective:** July 1, 2005.



A BILL FOR AN ACT to amend the Indiana Code concerning  
recodification of education laws.

*Be it enacted by the General Assembly of the State of Indiana:*

SECTION 1. IC 20-18 IS ADDED TO THE INDIANA CODE AS  
A NEW ARTICLE TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
2005]:

**ARTICLE 18. GENERAL PROVISIONS**

**Chapter 1. Applicability**

**Sec. 1. Except as otherwise provided, this title applies to public  
school corporations.**

**Chapter 2. Definitions**

**Sec. 1. The definitions in this chapter apply throughout this title.**

**Sec. 2. "Average daily membership" or "ADM" has the  
meaning set forth in IC 21-3-1.6-1.1(d).**

[20-10.1-1-18] **Sec. 3. ~~Sec. 18: As used in this article, "Department"~~  
refers to the department of education established under ~~IC 20-1-1.1-2:~~  
IC 20-19-3-1.**

[20-10.1-1-15] **Sec. 4. ~~Sec. 15: As used in this article, "Elementary  
school" means any combination of grades kindergarten, 1, 2, 3, 4, 5, 6,  
7, or 8.~~**

[20-6.1-1-3, 20-10.1-1-5] **Sec. 5. ~~As used in this article, the term  
"governing body" means any township trustee and the township board  
of a school township; any board of school commissioners; any  
metropolitan board of education; any board of trustees; or any other  
board or commission; charged by law with the responsibility of  
administering the affairs of a school corporation. "Governing body"~~  
means:**

- (1) a township trustee and the township board of a school  
township;**
- (2) a county board of education;**
- (3) a board of school commissioners;**
- (4) a metropolitan board of education;**
- (5) a board of trustees; or**
- (6) any other board or commission charged by law with the**



responsibility of administering the affairs of a school corporation.

[20-10.1-16-1.5] Sec. 6. ~~Sec. 1-5:~~ As used in this chapter, "Graduation examination" means the test designated by the state board of education under the ISTEP program.

[20-10.1-1-16] Sec. 7. ~~Sec. 1-6:~~ As used in this article, "High school" means any combination of grades 9, 10, 11, or 12.

[20-8.1-1-14, 20-9.1-1-10] Sec. 8. ~~Sec. 1-4:~~ Definition, "Indiana Physician": As used in this article, the term "Indiana physician" means ~~any~~ an individual who holds an unlimited license to practice medicine in Indiana.

[IC 20-1-6-1(5)] Sec. 9. ~~(5)~~ "Individualized education program" means a written statement developed for a child by a group that includes:

~~(A)~~ (1) a representative of the school corporation or public agency responsible for educating the child;

~~(B)~~ (2) the child's teacher;

~~(C)~~ (3) the child's parent, guardian, or custodian;

~~(D)~~ (4) if appropriate, the child; and

~~(E)~~ (5) if the provision of services for a seriously emotionally disabled child is considered, a mental health professional provided by:

(A) the community mental health center (as described under in IC 12-29); or

(B) a managed care provider (as defined in IC 12-7-2-127(b)); and

serving the community in which the child resides; and that describes the special education to be provided to the child.

[20-10.1-16-2] Sec. 10. ~~Sec. 2:~~ As used in this chapter, "ISTEP program" refers to the Indiana statewide testing for educational progress program developed and administered under this chapter: IC 20-32-5.

[20-10.1-1-3] Sec. 11. ~~Sec. 3:~~ Definition, "Non-public School": As used in this article, the term "non-public "Nonpublic school" means any school which that is not maintained by a public school corporation. The term includes but is not necessarily limited to; any a private school or any parochial school.

[20-8.1-1-3, 20-10.1-1-9] Sec. 12. ~~Sec. 3:~~ Definition, "Parent": As used in this article, the term "Parent" means:

(1) the natural father or mother of a child; or

(2) in the case of adoption, the adopting father or mother of a child; or

(3) where custody of the child has been awarded in a court proceeding to someone other than the mother or father, the court appointed guardian or custodian of the child; or

(4) where if the parents of a child are divorced, the term "parent"



means the parent to whom the divorce decree or modification awards custody or control with respect to a right or obligation under this ~~article~~ **title**.

[20-10.1-1-8] Sec. 13. ~~Sec. 8: Definition, "Principal": As used in this article, the term "Principal" refers to the chief administrative officer of a particular school.~~

[20-10.1-1-2] Sec. 14. ~~Sec. 2: Definition, "Public School": As used in this article, the term "Public school" means any school maintained by a public school corporation.~~

[20-6.1-1-5] [20-10.1-1-1] Sec. 15. ~~Sec. 1: Definition, "School Corporation": As used in this article, the term "School corporation" means any a public school corporation established by and under the laws of the state of Indiana law. The term includes but is not necessarily limited to, any: a:~~

- (1) school city;
- (2) school town;
- (3) school township;
- (4) consolidated school corporation;
- (5) metropolitan school district;
- (6) township school corporation;
- (7) county school corporation;
- (8) united school corporation; or ~~any~~
- (9) community school corporation.

[20-10.1-2-1(a)] Sec. 16. ~~Sec. 1: (a)~~ A school year is the period of ~~time~~ beginning after June 30 of each year and ending before July 1 of the following year, except when a different period is specified for a particular purpose.

**Sec. 17. "Secondary school" means a high school. [Query: Which should it be, "secondary school" or "high school"? Get rid of one definition.]**

[20-6.1-1-1, 20-10.1-1-17] Sec. 18. **"State board" refers to the Indiana state board of education established under IC 20-19-2-2.**

[20-6.1-1-6, 20-10.1-1-7] Sec. 19. ~~Sec. 7: Definition, "State Superintendent": As used in this article, the term "State superintendent" refers to the Indiana state superintendent of public instruction.~~

[20-6.1-1-7, 20-10.1-1-6] Sec. 20. ~~Sec. 6: Definition, "Superintendent": As used in this article, the term "superintendent" means the chief administrative officer of a school corporation generally referred to as the superintendent of schools; except that, in the case of a township school, the term refers to the county superintendent of schools.~~ **"Superintendent" means:**

- (1) the chief administrative officer of a school corporation; or
- (2) in the case of a township school, the county superintendent of schools.

[20-1-6-1] Sec. 21. ~~Sec. 1: As used in this chapter, the following terms have the following meanings:~~



(1) "Child Student with a disability" means ~~any~~ a child who:

(1) is at least three (3) years of age but less than twenty-two (22) years of age; and ~~who~~

(2) because of physical or mental disability is incapable of being educated properly and efficiently through normal classroom instruction, but who, with the advantage of a special educational program, may be expected to benefit from instruction in surroundings designed to further the educational, social, or economic status of the child.

Public schools may operate special education programs for hearing impaired children as young as six (6) months of age on an experimental basis upon the approval of the superintendent of public instruction and the Indiana state board of education. **[Query: this last sentence is not really part of a definition, and it should be separated into a separate substantive section]**

[20-6.1-1-8] Sec. 22. (a) "Teacher" means a professional person whose position in a school corporation requires certain teacher training preparations and licensing.

(b) For purposes of IC 20-28, the term includes the following:

(1) A superintendent.

(2) A supervisor.

(3) A principal.

(4) An attendance officer.

(5) A teacher.

(6) A librarian.

[20-10.1-1-12.5] Sec. 23. ~~Sec. 12.5. As used in this article, the term~~ "Textbook" means systematically organized material designed to provide a specific level of instruction in a subject matter category

SECTION 4. IC 20-20 IS ADDED TO THE INDIANA CODE AS A NEW ARTICLE TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]:

## **ARTICLE 20. PROGRAMS ADMINISTERED BY THE STATE**

### **Chapter 1. Educational Service Centers**

Sec. 1. As used in this chapter, "board" refers to the local governing board of an educational services center.

[20-1-11.3-1] Sec. 2. ~~Sec. 1.~~ (a) As used in this chapter, "educational service center" means an extended agency of school corporations that:

(1) operates under rules established by the state board;

(2) is the administrative and operational unit that serves a definitive geographical boundary; and

(3) allows school corporations to voluntarily cooperate and share programs and services that the school corporations cannot individually provide, but collectively may implement.

(b) Programs and services collectively implemented through an



educational service center may include, but are not limited to, the following:

- (1) Curriculum development.
- (2) Pupil personnel and special education services.
- (3) In-service education.
- (4) State-federal liaison services.
- (5) Instructional materials and multimedia services.
- (6) Vocational and career education.
- (7) Purchasing and financial management.
- (8) Needs assessment.
- (9) Computer use.
- (10) Research and development.

[20-1-11.3-1] Sec. 3. ~~Sec. 1:~~ The state board of education is authorized to ~~may~~ provide for the establishment of and procedures for the operation of educational service centers. The term "educational service center", as used in this chapter, means an extended agency of the local public school corporations, operating under rules established by the state board of education, which is the administrative and operational unit that serves a definitive geographical boundary and which allows local public school corporations to voluntarily cooperate and share programs and services which they cannot individually provide, but collectively may implement. Programs and services might include, but are not limited to, curriculum development, pupil personnel and special education services, inservice education, state-federal liaison services, instructional materials and multimedia services, vocational and career education, purchasing and financial management, needs' assessment, computer utilization, and research and development.

[20-1-11.3-2] Sec. 4. ~~Sec. 2:~~ (a) The state board of education shall do the following:

- (1) Adopt a comprehensive plan for the implementation of to implement this chapter. The board shall
- (2) Determine the areas within the state which Indiana that shall be are served by an educational service center.

(b) In determining the geographic area to be served by an educational service center, the state board of education shall take into consideration: consider the following:

- (1) Physical factors.
- (2) Socio-economic factors.
- (3) Educational factors. and
- (4) Existing cooperative efforts and agreements.

[20-1-11.3-3] Sec. 5. ~~Sec. 3:~~ The An educational service centers are to center must be established under the regulations promulgated rules adopted by the state board of education for the purposes of developing, providing, and making to develop, provide, and make available to participating schools those services as requested by the participating



1 **school** corporations and approved by the **state** board.

2 [20-1-11.3-4] Sec. 6. ~~Sec. 4:~~ Educational service centers ~~shall must~~  
3 be located throughout ~~the state Indiana~~ to the extent that **allow** each  
4 school **corporation** ~~would have~~ an opportunity to:

5 (1) be served **by**; and ~~to~~

6 (2) participate in;

7 an approved center on a voluntary basis by resolution of the ~~board of~~  
8 ~~school trustees or~~ governing body.

9 [20-1-11.3-5] Sec. 7. ~~Sec. 5:~~ **Each** An educational service center  
10 ~~shall be is~~ governed in its local administration by ~~an educational~~  
11 ~~service center~~ a board selected by an assembly comprised of the  
12 superintendent or ~~his the superintendent's~~ designee from each  
13 participating school corporation.

14 [20-1-11.3-6] Sec. 8. ~~Sec. 6:~~ (a) The state board ~~of education~~ shall  
15 adopt uniform rules ~~and regulations~~ to provide for the local selection,  
16 appointment, and continuity of membership for ~~educational service~~  
17 ~~center~~ boards.

18 (b) Vacancies **on a board** shall be filled by appointment by the  
19 remaining members of the ~~educational service center~~ board.

20 (c) Members of ~~the various educational service center boards~~ shall  
21 **a board** serve without compensation.

22 [20-1-11.3-7] Sec. 9. ~~Sec. 7:~~ The ~~educational service center~~ A board  
23 is ~~authorized to may~~ employ the following:

24 (1) An executive director for ~~its respective the educational~~  
25 ~~service center. and such~~

26 (2) Other personnel ~~as it deems the board considers~~ necessary  
27 to:

28 (A) carry out the functions of the **educational service center**;  
29 and ~~to~~

30 (B) do and perform all things ~~which it deems the board~~  
31 **considers** proper for ~~its~~ successful operation **of the center**.

32 [20-1-11.3-8] Sec. 10. ~~Sec. 8:~~ (a) The state board ~~of education~~ shall  
33 provide for the selection of an advisory council to each ~~educational~~  
34 ~~service center~~ board. ~~Provisions shall be made for~~ **The state board**  
35 **shall provide for the** representation of:

36 (1) teachers;

37 (2) elementary principals;

38 (3) secondary principals;

39 (4) members of the governing body; ~~of a school corporation~~; and

40 (5) parents of students;

41 of the school corporations ~~which that~~ are within the geographic area  
42 served by the educational service center.

43 (b) The advisory council shall make recommendations to the  
44 ~~educational service center~~ board on budgetary and program matters.

45 [20-1-11.3-9] Sec. 11. ~~Sec. 9:~~ (a) Any funds, **including donated**  
46 **funds and funds from** federal ~~donated~~; or ~~from~~ other local sources,



~~shall~~ may be used to pay for the costs of establishing or operating an educational service center. ~~The~~

(b) An educational service center may ~~also~~ administer programs and funds from any of ~~these the~~ sources **described in subsection (a)**. All activities funded from federal sources ~~shall conform to~~ **must follow** all applicable federal guidelines, rules, and regulations.

[20-1-11.3-10] Sec. 12. ~~Sec. 10: Nothing in~~ This chapter ~~prohibits~~ **does not prohibit** an educational service center from receiving and ~~utilizing using~~ matching funds from federal sources in any amount for which ~~it the educational service center~~ may be eligible.

## **Chapter 2. Principal Leadership Academy**

[20-1-1.6-1] Sec. 1. As used in this chapter, "academy" refers to the principal leadership academy established by this chapter.

[20-1-1.6-2] Sec. 2. As used in this chapter, "advisory board" refers to the advisory board for the principal leadership academy established by this chapter.

[20-1-1.6-3] ~~Sec. 3: As used in this chapter, "principal" means a school principal who is an administrator in a public school located in Indiana.~~

[20-1-1.6-4] Sec. 3. ~~Sec. 4: The principal leadership academy is established within the department to strengthen~~ **achieve excellence in teacher and student performance by strengthening** leadership and management skills of practicing Indiana public school principals. ~~to achieve excellence in teacher and student performance.~~

[20-1-1.6-5] ~~Sec. 5: The academy is to be operated through the department of education.~~

[20-1-1.6-6] Sec. 4. ~~Sec. 6: (a) The state superintendent of public instruction shall:~~

- (1) appoint a full-time director to administer the academy;
- (2) employ staff necessary to implement this chapter;
- (3) appoint members of the advisory board; and
- (4) submit to the general assembly an annual report before July 1 of each year.

(b) The annual report of the ~~state superintendent of public instruction~~ must be in an electronic format under IC 5-14-6 and must include the following:

- (1) A summary of the activities of the academy.
- (2) Data on the number of persons trained.
- (3) An analysis of the extent to which the purposes of the academy have been accomplished.
- (4) A proposal for a program and budget for the two (2) years following the year that is the subject of the report.

[20-1-1.6-7] Sec. 5. ~~Sec. 7: (a) There is established an advisory board for the academy to advise and assist the director appointed under section 6 4 of this chapter.~~

(b) The advisory board ~~must be composed~~ **consists** of nine (9)





members **appointed by the state superintendent**. Each of the following groups must be represented by at least one (1) member of the advisory board:

- (1) Practicing public school principals.
- (2) Members of the general assembly.
- (3) Experts in administration, supervision, curriculum development, or evaluation who are members of the faculty of a state supported university.
- (4) Practicing school superintendents.
- (5) Practicing public school teachers.
- (6) Members of the business or industry community.
- (7) Parents of public school-age children.

(c) The advisory board shall:

- (1) annually elect a ~~chairman~~; **chairperson**;
- (2) advise the director about the curriculum of the academy;
- (3) review the ~~director's plan for accomplishing the goals of the academy required developed by the director~~ under section 8 6 of this chapter;
- (4) approve an evaluation plan for the academy;
- (5) review the director's plan for continuing education;
- (6) review the academy budget and make recommendations to the director;
- (7) set criteria for the selection of academy participants;
- (8) review the operation of the academy and make recommendations to the director;
- (9) assist the director in compiling an annual report for submission to the **state superintendent**; ~~of public instruction~~;
- (10) consider coordinating the programs and curriculum offered at the academy with the programs and curriculum required in principal certification programs offered at institutions of higher education in ~~this state~~; **Indiana**; and
- (11) complete other tasks requested of the advisory board by the **state superintendent**. ~~of public instruction~~.

(d) Each member of the advisory board ~~shall serve~~ **serves** a four (4) year term beginning on May 1 in the year the member is appointed.

(e) The **state superintendent** ~~of public instruction~~ shall make appointments to fill a vacancy on the advisory board:

- (1) for the unexpired part of the term; and
- (2) in a manner that preserves the composition of the advisory board under subsection (b).

(f) Each member of the advisory board who is not a member of the general assembly is not entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). The member is, however, entitled to reimbursement for traveling expenses and other expenses actually incurred in connection with the member's duties, as provided in the state travel policies and procedures established by the **Indiana**



department of administration and approved by the ~~state~~ budget agency.

(g) Each member of the advisory board who is a member of the general assembly is entitled to receive the same per diem, mileage, and travel allowances paid to members of the general assembly serving on interim study committees established by the legislative council.

[20-1-1.6-8] Sec. 6. ~~Sec. 8:~~ (a) The director of the academy shall, with staff support, develop a plan to accomplish the goals of the academy. The plan must be approved by the advisory board and must include procedures to teach principals the following:

(1) How to develop the leadership skills and management techniques necessary for providing quality education in Indiana schools.

(2) How to improve teacher and student performance.

(3) How to strengthen communication and leadership skills required for the establishment of a broad based support for public education.

(4) Management skills for ~~their~~ use in improving curriculum and instruction.

(5) How to improve the school environment.

(b) The director of the academy shall, with staff support, and subject to approval by the advisory board, develop a plan for continuing education by the academy of public school principals who have completed initial training at the academy.

[20-1-1.6-9] Sec. 7. ~~Sec. 9:~~ To be eligible for admission to the academy, a participant must be a practicing public school principal for a public school located in Indiana. Admission preference must be given to those school principals who have at least three (3) years of administrative experience in Indiana public schools and intend to continue as public school principals.

### **Chapter 3. Teacher Referral System**

**Sec. 1. As used in this chapter, "referral system" refers to the teacher employment opportunities referral system established under section 2 of this chapter.**

[20-6.1-10-1] Sec. 2. ~~Sec. 1:~~ ~~No later than July 1, 1989~~ The department of ~~education~~ shall establish and keep current a computerized teacher employment opportunities referral system.

[20-6.1-10-2] Sec. 3. ~~Sec. 2:~~ The referral system must:

(1) be capable of identifying the available public school teaching positions within Indiana;

(2) provide the pertinent information on individuals who are seeking employment as teachers; and

(3) be accessible to school corporations, teachers, prospective teachers, and state educational institutions.

[20-6.1-10-3] Sec. 4. ~~Sec. 3:~~ The department of education shall disseminate the necessary information to school corporations and state educational institutions in order to provide awareness of the availability



of the referral system to the pertinent parties.

#### **Chapter 4. Ambassador for Education**

[20-6.1-11-1] Sec. 1. The following are the goals of the ambassador for education program:

- (1) Enhance the stature of teachers and the teaching profession.
- (2) Inspire and attract talented young people to become teachers.
- (3) Promote the teaching profession within community and business groups.
- (4) Support the activities of the Future Teachers of America clubs.
- (5) Represent Indiana teachers at business, education, and teacher leadership conferences and meetings.
- (6) Reward the teacher of the year for the teacher's outstanding contributions to the teaching profession.
- (7) Reward the teacher of the year for the teacher's contributions to the teacher's classroom and school.

[20-6.1-11-2] Sec. 2. As used in this chapter, "ambassador" refers to the ambassador for education established by section 4 of this chapter.

[20-6.1-11-3] Sec. 3. As used in this chapter, "school" means a school corporation or an accredited nonpublic school.

[20-6.1-11-4] Sec. 4. The position of ambassador for education is established to act as an education liaison to Indiana schools.

[20-6.1-11-5] Sec. 5. A teacher in a school who:

- (1) is selected by the ~~state~~ superintendent of public instruction as teacher of the year; and
- (2) agrees to be ambassador;

is ambassador for a one (1) year term beginning July 1 after selection as teacher of the year and ending the following June 30.

[20-6.1-11-6] Sec. 6. (a) The school where an ambassador is regularly employed shall do the following:

- (1) Grant the ambassador a one (1) year professional leave to serve as ambassador during the ambassador's term.
- (2) Allow the ambassador to return to the school from the professional leave:
  - (A) to the same or a comparable position as the ambassador held before the professional leave; and
  - (B) without loss of accrued benefits or seniority.

- (3) Continue to provide the ambassador all benefits of employment with the school other than salary.

(b) The department shall reimburse a school for the cost of benefits provided by the school to an ambassador under subsection (a)(3).

[20-6.1-11-7] Sec. 7. An ambassador may elect to serve the one (1) year professional leave at:

- (1) an Indiana institution of higher education; or
- (2) the department.



[20-6.1-11-8] Sec. 8. If an ambassador elects to serve a one (1) year professional leave with the department, the following apply:

(1) The state coordinator of the ambassador for education program, as designated by the **state** superintendent, ~~of public instruction~~, shall establish the ambassador's duties.

(2) The ambassador is entitled to receive from the department the following:

(A) A salary in place of compensation from the school where the ambassador is regularly employed that equals the salary that the ambassador, if not serving as ambassador, would receive during the school year of the ambassador's term from the school where the ambassador is regularly employed.

(B) Actual expenses of the ambassador incurred as a result of the performance of duties under this chapter.

[20-6.1-11-9] Sec. 9. If an ambassador elects to serve a one (1) year professional leave with an Indiana institution of higher education, the following apply:

(1) The dean of the institution's school of education or the equivalent officer shall establish the ambassador's duties.

(2) The ambassador is entitled to receive from the institution the amount of compensation that the institution offers the ambassador.

(3) The ambassador is entitled to receive from the department compensation in an amount that when added to the amount provided under subdivision (2) equals the salary that the ambassador, if not serving as ambassador, would receive during the school year of the ambassador's term from the school where the ambassador is regularly employed.

[20-6.1-11-10] Sec. 10. The ambassador's duties must match the relative skills and education background of the ambassador and reflect the goals of the ambassador for education program. However, duties may include the following:

(1) Providing professional development seminars and workshops in the subject matter areas in which the ambassador has expertise.

(2) Accompanying the **state** superintendent ~~of public instruction~~ in the exercise of the **state** superintendent's duties throughout Indiana.

## **Chapter 5. Textbook Adoption**

[20-10.1-9-1(a)] Sec. 1. (a) Subject to ~~subsection (c)~~, **section 3 of this chapter**, the state board ~~of education~~ shall adopt textbooks and enter into contracts with publishers to furnish ~~these~~ **the** textbooks at fixed prices.

(b) For each subject for which credit is given in the public schools and for each grade, the **state** board shall adopt as many textbooks as **it the state board** finds ~~are~~ satisfactory.

(c) In addition to adopting textbooks under this ~~section~~, **chapter**, the



1 **state** board may recommend to school corporations as many as seven  
 2 (7) textbooks from the list of adopted textbooks that the **state** board  
 3 finds most satisfactory.

4 **(d)** The **state** board shall make regular adoptions and **enter into**  
 5 contracts each year for every subject in one (1) subject classification  
 6 under section ~~4 6~~ of this chapter. ~~These contracts shall be for~~ **The term**  
 7 **of a contract is** six (6) years.

8 **(e)** The **state** board in ~~its~~ a call for bids may exempt a certain  
 9 textbook category or categories in nonrequired subject matter areas  
 10 from being bid.

11 [20-10.1-9-1(b)] Sec. 2. ~~(b)~~ **(a)** If a textbook:

12 (1) ~~were was:~~

13 **(A)** adopted by the state board ~~of education~~ at ~~its~~ **the state**  
 14 **board's** last regular adoption of textbooks for that subject; or  
 15 ~~was~~

16 **(B)** adopted by the **state** board under section ~~5 7~~ or ~~6 8~~ of this  
 17 chapter within the last six (6) years; and

18 (2) the publisher does not submit a bid proposal for that textbook  
 19 at the next regular adoption of textbooks for that subject;  
 20 a school corporation may continue to use that textbook unless the **state**  
 21 board finds that the textbook is no longer satisfactory.

22 **(b)** This ~~subsection~~ **section** does not require a publisher to submit  
 23 a bid or enter into a contract for the continued sale of ~~such~~ a textbook.

24 **(c)** A textbook whose continued use is authorized by this ~~subsection~~  
 25 **section** may be used for a maximum of six (6) years after the expiration  
 26 of ~~its the textbook's~~ original adoption.

27 [20-10.1-9-1(c)] Sec. 3. ~~(c)~~ The **state** board may adopt only  
 28 textbooks that:

29 (1) have been recommended by the advisory committee on  
 30 textbook adoption under ~~IC 20-1-1-1~~; **IC 20-19-2-3**; or

31 (2) are approved by seven (7) members of the board.

32 [20-10.1-9-1(d)] Sec. 4. ~~(d)~~ In adopting textbooks, the **state** board  
 33 shall give priority to textbooks written at a reading level appropriate to  
 34 the grade for which the textbooks will be used.

35 [20-10.1-9-3] Sec. 5. ~~Sec. 3:~~ (a) The following classifications ~~are~~  
 36 ~~established to~~ encompass all subjects in all grades of the public schools  
 37 for which credit is given:

38 (1) Language arts/English, spelling, and literature.

39 (2) Social studies.

40 (3) Mathematics.

41 (4) Science and health education.

42 (5) Miscellaneous.

43 (6) Language arts/reading and handwriting.

44 (7) Foreign languages.

45 ~~(b) When~~ **If** the classification for a ~~particular~~ textbook subject is  
 46 unclear, ~~it the classification~~ shall be determined by the rules of the



1 state board. of education.

2 [20-10.1-9-4] Sec. 6. ~~Sec. 4:~~ (a) ~~Prior to December 15, 1984, and In~~  
 3 **2008 and** every sixth year thereafter, the state board of education shall  
 4 **make a regular adoption of, adopt** and contract for textbooks for each  
 5 subject under the classification of social studies. ~~at a meeting held for~~  
 6 ~~that purpose.~~

7 (b) ~~Prior to December 15, 1985, and In 2009 and~~ every sixth year  
 8 thereafter, the state board of education shall **make a regular adoption**  
 9 **of, adopt** and contract for textbooks for each subject under the  
 10 classification of mathematics. ~~at a meeting held for that purpose.~~

11 (c) ~~Prior to December 15, 1986, and In 2010 and~~ every sixth year  
 12 thereafter, the state board of education shall **make a regular adoption**  
 13 **of, adopt** and contract for textbooks for each subject under the  
 14 classification of science and health education. ~~at a meeting held for that~~  
 15 ~~purpose.~~

16 (d) ~~Prior to December 15, 1987, and In 2005 and~~ every sixth year  
 17 thereafter, the state board of education shall **make a regular adoption**  
 18 **of, adopt** and contract for textbooks for each subject under the  
 19 classification of miscellaneous. ~~at a meeting held for that purpose.~~

20 (e) ~~Prior to December 15, 1988, and In 2006 and~~ every sixth year  
 21 thereafter, the state board of education shall **make a regular adoption**  
 22 **of, adopt** and contract for textbooks for each subject under the  
 23 classification of language arts/reading and handwriting. ~~at a meeting~~  
 24 ~~held for that purpose.~~

25 (f) ~~Prior to December 15, 1989, and In 2007 and~~ every sixth year  
 26 thereafter, the state board of education shall **make a regular adoption**  
 27 **of, adopt** and contract for textbooks for each subject under the  
 28 **following** classifications: ~~of~~

29 (1) Language arts/English, spelling, and literature. ~~and~~

30 (2) Foreign languages. ~~at a meeting held for that purpose.~~

31 [20-10.1-9-5] Sec. 7. ~~Sec. 5:~~ The state board of education may ~~at any~~  
 32 ~~time;~~ make additional adoptions as new textbooks become available or  
 33 as waivers are granted under section 27 [??] of this chapter. A contract  
 34 for a textbook that was adopted after regular adoption ~~shall expire~~  
 35 **expires** at the same time as ~~contracts which were a contract that was~~  
 36 entered into at ~~the a regular time for adoptions adoption~~ of textbooks  
 37 in ~~that the~~ subject in which the textbook is classified under section  
 38 **5 of this chapter.**

39 [20-10.1-9-6] Sec. 8. ~~Sec. 6:~~ Whenever a new subject is to be taught  
 40 in any grade, the state board of education shall, at its next adoption  
 41 meeting, adopt and contract for textbooks for that subject and grade. A  
 42 contract entered into under this section ~~shall extend extends~~ only for  
 43 the period of time required for its expiration to coincide with the  
 44 expiration of contracts for **textbooks for** other subjects in the same  
 45 classification.

46 [20-10.1-9-6.1] Sec. 9. ~~Sec. 6.1:~~ The state board of education shall



hold a public hearing each year ~~prior to before~~ establishing adoption categories for ~~any given an~~ adoption year ~~for the purpose of soliciting to solicit~~ comments from the public ~~regarding about~~ the determination of adoption categories and the ~~subsequent~~ evaluation and selection of textbook materials submitted in ~~these the~~ categories.

[20-10.1-9-6.2] Sec. 10. ~~Sec. 6-2:~~ (a) The state superintendent of ~~public instruction~~ shall ~~give notice of issue a press release to the news media about~~ the availability of the ~~submitted~~ textbooks ~~submitted for adoption~~ for public inspection. ~~by issuing a press release to the news media:~~ The press release must:

(1) state the dates, times, and places where the textbooks will be available for inspection; and ~~it must~~

(2) encourage the public to inspect the submitted textbooks and ~~address submit~~ written comments to the ~~Indiana~~ state board. ~~of education:~~

The state superintendent shall mail the press release to the superintendent of each school corporation ~~who shall to~~ make it available to interested citizens.

(b) The ~~Indiana~~ state board ~~of education~~ shall make the ~~submitted~~ textbooks ~~submitted for adoption~~ available for public inspection during regular business hours for at least six (6) weeks, beginning on or before September 15 of each year, at a textbook review center in each of the nine (9) education service center regions established by the ~~state~~ board ~~under IC 20-20-1.~~

[20-10.1-9-6.3] Sec. 11. ~~Sec. 6-3:~~ The ~~Indiana~~ state board ~~of education~~ shall conduct public hearings as ~~often as necessary needed~~ to receive and ~~carefully~~ consider public testimony ~~regarding public reaction to about~~ the submitted textbooks ~~prior to before~~ making its a final adoption.

[20-10.1-9-7] Sec. 12. ~~Sec. 7:~~ Thirty (30) days ~~prior to before~~ a meeting ~~for the purpose of making textbook adoptions to adopt textbooks~~ and contracts, the state board ~~of education~~ shall publish a notice of the meeting in two (2) daily newspapers, each of which:

(1) has paid circulation of ~~not less than at least~~ eighty-five thousand (85,000); and

(2) is published in Indiana. ~~This~~

~~The~~ notice ~~shall must~~ include a complete list of all subjects and grades for which textbooks are to be adopted at the meeting.

[20-10.1-9-8] Sec. 13. ~~Sec. 8:~~ The state board ~~of education~~ shall accept sealed bids from publishers ~~who wish to have their submitting~~ textbooks ~~adopted for adoption~~ under this chapter. A bid ~~shall must~~ state the exact price at which ~~the publisher furnishes~~ each textbook. ~~would be furnished; and every bid shall be accompanied by~~ Specimen copies of every ~~submitted~~ textbook ~~proposed and by~~ an affidavit ~~The bidder shall state in the affidavit that states the following must accompany each bid:~~



(1) ~~he~~ **The publisher** is not connected in any way with any other publisher bidding at the same time.

(2) ~~he~~ **The publisher** has no pecuniary interest in any other publisher bidding at the same time. ~~and~~

(3) ~~he~~ **The publisher** is not a party to any agreement which would deny the benefits of competition to the people of the state. ~~In addition,~~

If ~~the~~ **a submitted** textbook is a revised version of a previously adopted textbook, the bidder shall state that fact in the affidavit and shall indicate whether or not the revised version varies substantively from the previously adopted version.

[20-10.1-9-9] Sec. 14. ~~Sec. 9:~~ The state board of education may reject any and all one (1) or more bids. When a bid proposes more than one (1) textbook, the state board may accept it with regard to some proposed textbooks and reject it with regard to others. ~~the bid in part or in whole.~~

[20-10.1-9-10] Sec. 15. ~~Sec. 10:~~ (a) The state board of education shall carefully examine evaluate all books that are textbooks submitted for approval based on the following criteria:

(1) Amount and quality of material in the textbook.

(2) Correlation between the subject matter of the textbook and the description adopted by the state board.

(3) Style of binding.

(4) Mechanical execution of the textbook.

(5) Price.

(b) The state board shall provide for the selection of select educators and lay persons other individuals to serve as textbook evaluators. The board shall meet at the time and place announced for the purpose of finally adopting textbooks for use in each subject and grade, for which notice has been given. In making its examination, the board shall consider the amount and quality of material, how adequately the subject matter corresponds to the textbook category description as adopted by the state board of education, style of binding, mechanical execution, and price.

[20-10.1-9-11] Sec. 16. ~~Sec. 11:~~ The state board of education shall may not approve a textbook which that contains anything of a partisan or sectarian character.

[20-10.1-9-12] Sec. 17. ~~Sec. 12:~~ Competition Fundamental to Adoption Process: The letting of contracts for textbooks shall must be upon full and fair competition. Any competitive. A person or corporation may enter this competition and may bid to furnish any textbook regardless of whether that the textbook is used in the Indiana schools of the state at the time of bidding.

[20-10.1-9-13] Sec. 18. ~~Sec. 13:~~ The chairman of the state board of education state superintendent shall notify the school executives governing bodies of all the school corporations state of all textbook





adoptions immediately after ~~adoptions are made:~~ **adoption.**

[20-10.1-9-14] Sec. 19. ~~Sec. 14. When~~ A publisher ~~that~~ has a textbook ~~or textbooks~~ adopted ~~he shall immediately~~ **must** post a five thousand dollar (\$5,000) bond to the acceptance and satisfaction of the governor. **The bond must be** conditioned on the publisher's adequately and properly furnishing all adopted textbooks in the manner prescribed by the state board ~~of education~~ and at the quoted prices. If a publisher fails to adequately and properly furnish an adopted textbook, the **state** board may cancel the adoption of the textbook.

[20-10.1-9-15] Sec. 20. ~~Sec. 15.~~ (a) The ~~Indiana~~ state board of ~~education~~ and publishers of adopted textbooks shall enter into contracts ~~which have been approved as to legal form~~ by the attorney general. Each ~~of these contracts~~ **contract shall must** specify the terms, specifications, price, and other necessary matters. If any publisher of an adopted textbook sells the same book elsewhere at a lower price than in Indiana, the publisher shall make that lower price apply to all subsequent sales in Indiana. On refusal by a publisher to make this lower price available, the governor shall investigate to verify that the publisher is selling the same book at a lower price and under similar conditions elsewhere than in Indiana. If the governor's investigation verifies that such a sale has occurred, the governor shall cancel the adoption of the textbook involved.

(b) ~~Beginning with contracts becoming effective after June 30, 1988, each~~ A contract entered into under this chapter must provide that the publisher agrees to grant a license to the ~~Indiana~~ state board of ~~education~~ to allow for the reproduction of adopted textbooks in:

- (1) large type;
- (2) braille; and
- (3) an audio format.

(c) ~~Beginning with contracts becoming effective after June 30, 1994, and~~ Subject to subsection (e), ~~each~~ a contract entered into under this chapter for a textbook must require a publisher to furnish, not more than sixty (60) days after a request is submitted by the board to the publisher, electronic formats for literary subject areas in:

- (1) the American Standard Code of Information Interchange (or ASCII); or
- (2) other electronic formats as determined by the board;

from which braille versions of the textbooks can be produced.

(d) Subject to subsection (e), ~~and beginning with contracts becoming effective after June 30, 1994,~~ if braille specialty code translation computer software is available, each contract under this chapter must require that a publisher furnish electronic formats in:

- (1) the American Standard Code of Information Interchange (ASCII); or
- (2) other electronic formats as determined by the board;

for nonliterary subjects as determined by the board in areas such as



1 natural and computer science, mathematics, and music.

2 (e) The board may waive the requirements described in subsections  
3 (c) and (d) if a publisher:

4 (1) offers a braille version of a specific textbook title as a  
5 commercial product;

6 (2) offers the braille version described in subdivision (1) at a price  
7 that does not exceed standard braille costs; and

8 (3) agrees to deliver the braille textbook not more than forty-five  
9 (45) days after the board submits a request to the publisher in this  
10 regard.

11 [20-10.1-9-16] Sec. 21. ~~Sec. 16: Contracts; Effective Date:~~  
12 Adoptions and contracts made under ~~section 1~~ of this chapter ~~shall~~  
13 become effective on July 1 of the year following the year in which ~~they~~  
14 ~~were the contract or adoption was made.~~

15 [20-10.1-9-17] Sec. 22. ~~Sec. 17: Contracts; State Not Liable: Every~~  
16 A contract made under this chapter ~~shall~~ **must** provide that the state of  
17 Indiana ~~shall~~ **is** not ~~be~~ liable to ~~any~~ a contracting publisher for any sum  
18 ~~but and that contracts shall receive their a publisher receives~~  
19 compensation solely from the sale of ~~books in accordance with this~~  
20 ~~chapter: textbooks under IC 20-26-12.~~

21 [20-10.1-9-18] Sec. 23. ~~Sec. 18: Every (a) A~~ textbook contract made  
22 by the state board of education under this chapter ~~shall~~ **must** provide  
23 that the contracting publisher may agree to furnish ~~to each school~~  
24 ~~corporation making a request; or to any dealer or dealers designated by~~  
25 ~~it; a sufficient number of textbooks locally selected under section 21 of~~  
26 ~~this chapter on IC 20-26-12 to:~~

27 (1) **a requesting school corporation; or**

28 (2) **one (1) or more dealers designated by a requesting school**  
29 **corporation.**

30 (b) **A contract described in subsection (a) must contain the**  
31 **following terms:**

32 (1) ~~If Textbooks~~ paid for in cash within sixty (60) days after  
33 delivery **must be furnished** at the net wholesale price of the  
34 textbooks plus transportation costs.

35 (2) ~~If Textbooks~~ purchased on a time basis **must be furnished** at  
36 the net wholesale price plus transportation costs plus interest on  
37 the unpaid balance, ~~and under the subject to any~~ restrictions in  
38 this chapter on time basis purchases.

39 [20-10.1-9-25] Sec. 24. ~~Sec. 25: A member of the state board of~~  
40 ~~education or an advisory committee on textbook adoption shall~~  
41 ~~disclose any financial interest direct or indirect that he the member has~~  
42 ~~in any textbook considered for adoption.~~

43 [20-10.1-9-2] Sec. 25. ~~Sec. 2: The state board of education may~~  
44 ~~prescribe adopt~~ rules under IC 4-22-2 to assist in the administration of  
45 this chapter.

46 **Chapter 6. General Educational Development Diploma Program**



[20-10.1-12.1-1] Sec. 1. The department may grant a state of Indiana general educational development (GED) diploma to any individual who:

- (1) is at least seventeen (17) years of age;
- (2) is not subject to compulsory school attendance; and
- (3) achieves satisfactory high school level scores on the general educational development (GED) test or any other properly validated tests of comparable difficulty designated by the board.

[20-10.1-12.1-2] Sec. 2. The department ~~shall be~~ is responsible for the administration of the testing program provided in this chapter.

[20-10.1-12.1-3] Sec. 3. The ~~state~~ board shall ~~prescribe~~ **adopt** rules ~~according to the provisions of under~~ IC 4-22-2 to provide for the implementation and administration of this chapter. ~~Such~~ **The** rules may include **the following** provisions: ~~for the following for the state of Indiana general educational development (GED) diploma:~~

- (1) Qualifications of applicants.
- (2) Acceptable tests.
- (3) Acceptable test scores.
- (4) Criteria for retesting.

[20-10.1-12.1-4] Sec. 4. A high school equivalency certificate issued under this chapter before July 1, 1995, is equivalent to a state of Indiana general educational development (GED) diploma.

#### **Chapter 7. High School Diploma Program for Eligible Veterans**

[20-10.1-30-1] Sec. 1. As used in this chapter, "department of veterans' affairs" refers to the Indiana department of veterans' affairs established by IC 10-17-1-2.

[20-10.1-30-2] Sec. 2. As used in this chapter, "diploma" refers to a high school diploma.

[20-10.1-30-3] Sec. 3. As used in this chapter, "eligible veteran" refers to an individual who has the following qualifications:

- (1) Served as a member of the armed forces of the United States at any time during at least one (1) of the following periods:
  - (A) Beginning April 6, 1917, and ending November 11, 1918 (World War I).
  - (B) Beginning December 7, 1941, and ending December 31, 1946 (World War II).
- (2) Before the military service described in subdivision (1):
  - (A) attended public or nonpublic high school in Indiana; and
  - (B) was a student in good standing at the high school described in clause (A), to the satisfaction of the department of veterans' affairs.
- (3) Did not graduate or receive a diploma because of leaving the high school described in subdivision (2) for the military service described in subdivision (1).
- (4) Was honorably discharged from the armed forces of the United States.



1 [20-10.1-30-4] Sec. 4. As used in this chapter, "program" ~~applies~~  
 2 **refers** to the high school diploma program for eligible veterans  
 3 established by section 6 of this chapter.

4 [20-10.1-30-5] Sec. 5. As used in this chapter, "school corporation"  
 5 includes a successor school corporation serving the area where a high  
 6 school that no longer exists was once located.

7 [20-10.1-30-6] Sec. 6. The high school diploma program for eligible  
 8 veterans is established to provide for the issuance of high school  
 9 diplomas to certain veterans.

10 [20-10.1-30-7] Sec. 7. The department and the department of  
 11 veterans' affairs shall jointly design a form for the application for  
 12 issuance of a diploma under the program. The application form ~~shall~~  
 13 **must** require at least the following information about an eligible  
 14 veteran:

- 15 (1) Personal identification information.
- 16 (2) Military service information, including a copy of the eligible  
 17 veteran's honorable discharge.
- 18 (3) High school information, including the following:  
 19 (A) Name and address, including county, of the last high  
 20 school attended.  
 21 (B) Whether the high school was a public or nonpublic school.  
 22 (C) Years attended.  
 23 (D) Year of leaving high school to begin military service.  
 24 (E) Year in which the veteran would have graduated if the  
 25 veteran had not left high school to begin military service.
- 26 (4) If the high school attended was a public school, whether the  
 27 veteran prefers receiving a diploma issued by:  
 28 (A) the **state** board; or  
 29 (B) the governing body of the school corporation governing  
 30 the high school.

31 [20-10.1-30-8] Sec. 8. The department of veterans' affairs shall do  
 32 the following for individuals that the department of veterans' affairs has  
 33 reason to believe may be eligible to apply for a diploma under the  
 34 program:

- 35 (1) Give notice of the program.
- 36 (2) Describe the application procedure.
- 37 (3) Furnish an application form.

38 [20-10.1-30-9] Sec. 9. The following individuals may apply for the  
 39 issuance of a diploma to an eligible veteran under the program:

- 40 (1) An eligible veteran, including an eligible veteran who has  
 41 received a general education development diploma or a similar  
 42 diploma.
- 43 (2) An individual who is:  
 44 (A) the surviving spouse of; or  
 45 (B) otherwise related to;  
 46 an eligible veteran who is deceased.



1 [20-10.1-30-10] Sec. 10. An applicant for a diploma under the  
 2 program must submit a completed application form to the department  
 3 of veterans' affairs.

4 [20-10.1-30-11] Sec. 11. Upon receipt of an application, the  
 5 department of veterans' affairs shall do the following:

6 (1) Verify the accuracy of the information in the application, in  
 7 consultation with the department, if necessary.

8 (2) Forward the verified application to the department.

9 [20-10.1-30-12] Sec. 12. Upon receipt of a verified application, the  
 10 department shall do the following:

11 (1) If the applicant:

12 (A) expresses a preference in the application to receive a  
 13 diploma issued by the **state** board; or

14 (B) attended a nonpublic high school before leaving high  
 15 school for military service;

16 the department shall present a diploma issued by the **state** board.

17 (2) If the applicant expresses a preference for receiving a diploma  
 18 from the governing body of the school corporation containing the  
 19 public high school that the eligible veteran left for military  
 20 service, the department shall direct the governing body of the  
 21 affected school corporation to issue and present the diploma.

22 [20-10.1-30-13] Sec. 13. (a) The department and governing bodies  
 23 are encouraged but are not required to hold a ceremony to present a  
 24 diploma that is issued under the program.

25 (b) Upon request of a governing body, the department, in  
 26 cooperation with the department of veterans' affairs, shall assist the  
 27 governing body to develop a variety of formats for appropriate  
 28 ceremonies at which to award diplomas under the program.

29 [20-10.1-30-14] Sec. 14. (a) The **state** board shall design a unique  
 30 commemorative diploma for the board to issue to eligible veterans  
 31 who:

32 (1) attended a public high school and express in the application  
 33 a preference for receiving a diploma that the **state** board issues;

34 or

35 (2) attended a nonpublic high school.

36 (b) The **state** board shall design a unique commemorative diploma  
 37 that a governing body may choose to issue under the program.

38 [20-10.1-30-15] Sec. 15. (a) A governing body may design a unique  
 39 commemorative diploma for the governing body to issue under the  
 40 program.

41 (b) A governing body that issues a diploma under the program shall  
 42 issue one (1) of the following types of diplomas:

43 (1) The diploma described in subsection (a).

44 (2) The diploma designed by the **state** board under section 14(b)  
 45 of this chapter.

46 (3) The same diploma that the governing body issues to current



graduates.

[20-10.1-30-16] Sec. 16. The department and the department of veterans' affairs shall work cooperatively to jointly administer this chapter.

[20-10.1-30-17] Sec. 17. A fee may not be charged to process an application or to award a diploma under this chapter.

[20-10.1-30-18] Sec. 18. The department and the department of veterans' affairs may adopt rules under IC 4-22-2 to implement this chapter.

### **Chapter 8. School Corporation Annual Performance Report**

[20-1-21-1] Sec. 1. As used in this chapter, "benchmark" refers to a benchmark established under this chapter.

[20-1-21-2] ~~Sec. 2: As used in this chapter, "department" refers to the department of education established by IC 20-1-1.1-2.~~

[20-1-21-3] Sec. 2. ~~Sec. 3:~~ As used in this chapter, "report" refers to the school corporation annual performance report required by this chapter.

[20-1-21-4] Sec. 3. ~~Sec. 4:~~ (a) Not earlier than January 15 or later than January 31 of each year, the governing body of a school corporation shall publish an annual performance report of the school corporation, in compliance with the procedures identified in section 8 7 of this chapter. The report must be published one (1) time annually under IC 5-3-1.

(b) The department shall make each school corporation's ~~annual performance~~ report available on the department's Internet web site. The governing body of a school corporation may make the school corporation's ~~annual performance~~ report available on the school corporation's Internet web site.

(c) The governing body of a school corporation shall provide a copy of the ~~annual performance~~ report to any person who requests a copy. The governing body may not charge a fee for providing the copy.

[20-1-21-5] Sec. 4. ~~Sec. 5:~~ Not later than sixty (60) days after the publication of the report, the governing body of a school corporation may conduct a public hearing at a location within the school corporation to present and discuss the report. The governing body may conduct the meeting in conjunction with a regular meeting of the governing body.

[20-1-21-6] Sec. 5. ~~Sec. 6:~~ A school corporation ~~must~~ **shall** provide a copy of the report to the department.

[20-1-21-7] Sec. 6. ~~Sec. 7:~~ A report must contain the following:

(1) The information listed in section ~~9~~ **8** of this chapter for each of the preceding three (3) years.

(2) Additional components determined under section ~~8(4)~~ **7(4)** of this chapter.

(3) Additional information or explanation that the governing body wishes to include, including the following:



- 1 (A) Results of assessments of students under programs other
- 2 than the ISTEP program that a school corporation uses to
- 3 determine if students are meeting or exceeding academic
- 4 standards in grades that are not tested under the ISTEP
- 5 program.
- 6 (B) The number and types of staff professional development
- 7 programs.
- 8 (C) The number and types of partnerships with the community,
- 9 business, or higher education.
- 10 (D) Levels of parental participation.
- 11 [20-1-21-8] Sec. 7. ~~Sec. 8:~~ The state superintendent and the ~~Indiana~~
- 12 state board, ~~of education~~, in consultation with school corporations,
- 13 educational organizations, appropriate state agencies, and other
- 14 organizations and individuals having an interest in education, shall
- 15 develop and periodically revise the following for the benchmarks and
- 16 indicators of performance under section ~~9~~ **8** of this chapter and the
- 17 additional components of the performance report:
- 18 (1) Reporting procedures, including the following:
- 19 (A) A determination of the information that a school
- 20 corporation must compile and the information that the
- 21 department must compile.
- 22 (B) A determination of the information required on a school by
- 23 school basis and the information required on a school
- 24 corporation basis.
- 25 (C) A common format suitable for publication, including
- 26 tables, graphics, and explanatory text.
- 27 (2) Operational definitions.
- 28 (3) Standards for implementation.
- 29 (4) Additional components for the report that may be benchmarks,
- 30 indicators of performance, or other information.
- 31 [20-1-21-9] Sec. 8. ~~Sec. 9:~~ The report must include the following
- 32 information:
- 33 (1) Student enrollment.
- 34 (2) Graduation rate (as defined in ~~IC 20-8-1-15-6~~;
- 35 **IC 20-26-13-6**).
- 36 (3) Attendance rate.
- 37 (4) The following test scores, including the number and
- 38 percentage of students meeting academic standards:
- 39 (A) ISTEP test scores.
- 40 (B) Scores for assessments under ~~IC 20-10-1-16-15~~,
- 41 **IC 20-32-5-21**, if appropriate.
- 42 (C) For a freeway school, scores on a locally adopted
- 43 assessment program, if appropriate.
- 44 (5) Average class size.
- 45 (6) The number and percentage of students in the following
- 46 groups or programs:



- 1 (A) Alternative education, if offered.
- 2 (B) Vocational education.
- 3 (C) Special education.
- 4 (D) Gifted or talented, if offered.
- 5 (E) Remediation.
- 6 (F) Limited English language proficiency.
- 7 (G) Students receiving free or reduced price lunch under the
- 8 national school lunch program.
- 9 (7) Advanced placement, including the following:
- 10 (A) For advanced placement tests: ~~the percentage of students:~~
- 11 (i) **the percentage of students** scoring three (3), four (4),
- 12 and five (5); and
- 13 (ii) **the percentage of students** taking the test.
- 14 (B) For the Scholastic Aptitude Test:
- 15 (i) test scores for all students taking the test;
- 16 (ii) test scores for students completing the academic honors
- 17 diploma program; and
- 18 (iii) the percentage of students taking the test.
- 19 (8) Course completion, including the number and percentage of
- 20 students completing the following programs:
- 21 (A) Academic honors diploma.
- 22 (B) Core 40 curriculum.
- 23 (C) Vocational programs.
- 24 (9) The percentage of grade 8 students enrolled in algebra I.
- 25 (10) The percentage of graduates who pursue higher education.
- 26 (11) School safety, including the number of students receiving
- 27 suspension or expulsion for the possession of alcohol, drugs, or
- 28 weapons.
- 29 (12) Financial information and various school cost factors,
- 30 including the following:
- 31 (A) Expenditures per pupil.
- 32 (B) Average teacher salary.
- 33 (C) Remediation funding.
- 34 (13) Technology accessibility and use of technology in
- 35 instruction.
- 36 (14) Interdistrict and intradistrict student mobility rates, if that
- 37 information is available.
- 38 (15) The number and percentage of each of the following within
- 39 the school corporation:
- 40 (A) Teachers who are certificated employees (as defined in
- 41 ~~IC 20-7.5-1-2~~; **IC 20-29-2-4**).
- 42 (B) Teachers who teach the subject area for which the teacher
- 43 is certified and holds a license.
- 44 (C) Teachers with national board certification.
- 45 (16) The percentage of grade 3 students reading at grade 3 level.
- 46 (17) The number of students expelled, including the number





participating in other recognized education programs during their expulsion.

(18) Chronic absenteeism, which includes the number of students who have been absent more than ten (10) days from school within a school year without being excused.

(19) Other indicators of performance as recommended by the education roundtable ~~(IC 20-1-20.5-3)~~; **under IC 20-19-4.**

**(20) For a school subject to IC 20-25, the additional information required under IC 20-25-?? [Query: What is the correct cite?].**

[20-1-21-10] Sec. 9. ~~Sec. 10.~~ The department shall annually produce and distribute in paper and electronic formats a compiled report that includes the reports of all school corporations.

### **Chapter 9. School Grant Writing and Fund Raising Assistance Program**

[20-1-22-1] Sec. 1. As used in this chapter, "program" refers to the school grant writing and fund raising assistance program.

[20-1-22-2] Sec. 2. The school grant writing and fund raising assistance program is established to do the following:

(1) Identify potential sources of funds for educational purposes for which a school corporation or a school may qualify, including federal programs and private sources.

(2) Disseminate information concerning funds identified under subdivision (1) to school corporations and schools.

(3) Assist school corporations and schools in applying for funds identified under subdivision (1).

[20-1-22-3] Sec. 3. The department shall administer the program using funds received under IC 9-18-31-6(2).

### **Chapter 10. Technology Preparation Task Force**

**Sec. 1. As used in this chapter, "task force" refers to the technology preparation task force established under section 2 of this chapter.**

[20-10.1-5.6-1] Sec. 2. ~~Sec. 1.~~ (a) The technology preparation task force is established to design and approve:

(1) technology preparation curriculum models; and

(2) teacher and staff training to implement the technology preparation models.

(b) The:

(1) state superintendent; ~~the~~

(2) commissioner of workforce development; and ~~the~~

(3) executive officer of the commission for higher education;

shall each appoint three (3) ~~persons~~ **members** to the task force. The ~~persons~~ **members** appointed to the task force must include representatives of ~~local~~ school corporations and state educational institutions.

[20-10.1-5.6-1] Sec. 3. ~~(c)~~ (a) The curriculum models developed by



the task force must:

- (1) be performance based;
- (2) ~~upon the satisfactory fulfillment of the curriculum; provide a student with:~~

- (A) ~~provide a student with~~ the skills necessary to gain employment upon graduation from high school; and

- (B) ~~provide a student with~~ the subject or skills areas required by a state educational institution (as defined in IC 20-12-0.5-1) to gain admittance into the respective state educational institution;

**upon the satisfactory fulfillment of the curriculum;**

- (3) relate to a broad scope of occupational opportunities;

- (4) include math, science, and English/language arts courses taught through practical application and designed to meet graduation requirements for those subjects;

- (5) be designed to include secondary and postsecondary sequence models; and

- (6) allow for dual credit, advanced study, and cooperative agreements.

~~(d)~~ (b) The task force shall identify certain occupations for secondary and postsecondary articulation curriculum agreements in cooperation with the department of workforce development.

~~(e)~~ By July 1, 1993, the state board shall adopt the technology preparation curriculum models:

[20-10.1-5.6-2] Sec. 4. ~~Sec. 2:~~ (a) By the 1990-91 school year, the department shall establish a schedule for school corporations to make fully available the technology preparation curriculum. By the 1991-92 school year, the state board of education shall establish a technology preparation curriculum to be phased in and made fully available to all high school students by the 1994-95 school year in accordance with the schedule and subsection (b):

(b) During the 1992-93 school year, the department shall designate one-third (1/3) of the school corporations to make available a technology preparation curriculum to high school students. During the 1993-94 school year, the department shall designate an additional one-third (1/3) of the school corporations to make available a technology preparation curriculum to the school corporation's high school students. Beginning with the 1994-95 school year, (a) The department shall require all school corporations to make available to the school corporation's high school students the technology preparation curriculum.

~~(c)~~ (b) The state board shall implement teacher and staff training beginning with the 1990-91 school year. **for the technology preparation curriculum.**

~~(d)~~ (c) This chapter does not eliminate the approved industrial arts/technology education curriculum adopted by the board by rule in



effect on July 1, 1990.

[20-10.1-5.6-3] Sec. 5. ~~Sec. 3~~ Expenditure for equipment necessary to implement this chapter by a school corporation may be paid for:

- (1) through technology loans from the common school fund; or
- (2) from the school corporation's capital projects fund.

[20-10.1-5.6-4] Sec. 6. ~~Sec. 4~~ The state board of education shall adopt rules under IC 4-22-2 to implement this chapter.

### **Chapter 11. Research and Development Program**

[20-10.1-22-1] Sec. 1. As used in this chapter, "program" refers to the research and development program established under section 2 of this chapter.

[20-10.1-22-2] Sec. 2. (a) The research and development program is established to fund certain programs, projects, studies, or other education initiatives undertaken or authorized to be undertaken by the department.

(b) The department shall implement the program.

(c) Unexpended money appropriated to the department for use in implementing the program under this chapter at the end of a state fiscal year does not revert to the general fund, but remains available to the department for its continued use under this chapter.

[20-10.1-22-3] Sec. 3. (a) The types of initiatives for which money appropriated to the program may be ~~utilized~~ **used** include the following:

(1) Conducting feasibility studies concerning the following:

- (A) Mandating full-day or half-day kindergarten programs.
- (B) Choice of enrollment programs.
- (C) Establishing magnet schools.

(2) An evaluation of P.L.390-1987(ss).

(3) Exploring different or expanded testing methods.

(4) An evaluation of the primetime program under IC 21-1-30.

(5) Administering pilot programs concerning school academic readiness factors of students in kindergarten and grades 1 and 2.

(6) Studying the implications of offering preschool programs for special education students.

(7) Conducting the student services programs under ~~IC 20-10.1-23~~ **IC 20-20-18**.

(8) The Indiana writing project.

(b) The evaluation of P.L.390-1987(ss) and the primetime program described in subsection (a)(2) and (a)(4) shall be conducted by an entity other than the department under a contract entered into by the department.

(c) The student services programs under subsection (a)(7) shall be funded under the program based upon criteria approved by the department. The programs must include a study of:

- (1) the role of the public school guidance counselor; and
- (2) the guidance counselor proficiency statements developed



1 under P.L.342-1989(ss), SECTION 39, as approved by the  
2 department.

3 **Chapter 12. Program for the Advancement of Math and Science**  
4 **[new] Sec. 1. The department shall administer the advanced**  
5 **placement program established by IC 20-36-3-4(a).**

6 **Chapter 13. Educational Technology Program and Grants**  
7 **[20-10.1-25-1] Sec. 1. (a) The educational technology program and**  
8 **fund is established for the purpose of providing and extending**  
9 **educational technologies to elementary and secondary schools for:**

10 (1) the 4R's technology grant program to assist school  
11 corporations (on behalf of public schools) in purchasing  
12 technology equipment:

13 (A) for kindergarten and grade 1 students, to learn reading,  
14 writing, and arithmetic using technology;

15 (B) for students in all grades, to understand that technology is  
16 a tool for learning; and

17 (C) for students in kindergarten through grade 3 who have  
18 been identified as needing remediation, to offer daily  
19 remediation opportunities using technology to prevent those  
20 students from failing to make appropriate progress at the  
21 particular grade level;

22 (2) providing educational technologies, including computers in  
23 the homes of students;

24 (3) conducting educational technology training for teachers; and

25 (4) other innovative educational technology programs.

26 (b) The department may also ~~utilize~~ use money in the fund under  
27 contracts entered into with the Indiana department of administration  
28 and the state data processing oversight commission to study the  
29 feasibility of establishing an information telecommunications gateway  
30 that provides access to information on employment opportunities,  
31 career development, and instructional services from data bases  
32 operated by the state among the following:

33 (1) Elementary and secondary schools.

34 (2) Institutions of higher learning.

35 (3) Vocational educational institutions.

36 (4) Libraries.

37 (5) Any other agencies offering education and training programs.

38 (c) The fund consists of:

39 (1) state appropriations;

40 (2) private donations to the fund;

41 (3) money directed to the fund from the corporation for  
42 educational technology under ~~IC 20-10.1-25-1~~, **IC 20-20-15**; or

43 (4) any combination of the amounts described in subdivisions (1)  
44 through (3).

45 (d) The program and fund shall be administered by the department.

46 (e) Unexpended money appropriated to or otherwise available in the



fund for the department's use in implementing the program under this chapter at the end of a state fiscal year does not revert to the state general fund but remains available to the department for use under this chapter.

(f) Subject to section ~~1-2~~ **3** of this chapter, a school corporation may use money from the school corporation's capital projects fund as permitted under IC 21-2-15-4 for educational technology equipment.

[20-10.1-25-1.1] Sec. 2. ~~Sec. 1-1.~~ As used in this chapter, "technology equipment" means computer hardware, computer software, related teacher training services, related instructional manuals and materials, and equipment servicing.

[20-10.1-25-1.2] Sec. 3. ~~Sec. 1-2.~~ (a) Notwithstanding any other law, and beginning July 1, 1993, a school corporation is not entitled to:

(1) receive any money under this chapter or ~~IC 20-10.1-25-1~~, **IC 20-20-15**;

(2) use money from the school corporation's capital projects fund for educational technology equipment under IC 21-2-15-4; or

(3) receive an advance from the common school fund for an educational technology program under IC 21-1-5;

unless the school corporation develops a three (3) year technology plan.

(b) Each technology plan must include at least the following information:

(1) A description of the school corporation's intent to integrate technology into the school corporation's curriculum.

(2) A plan for providing inservice training.

(3) A schedule for maintaining and replacing educational technology equipment.

(4) A description of the criteria used to select the appropriate educational technology equipment for the appropriate use.

(5) Other information requested by the department after consulting with the budget agency.

(c) The department shall develop guidelines concerning the development of technology plans. The guidelines developed under this subsection are subject to the approval of the governor.

[20-10.1-25-2] Sec. 4. ~~Sec. 2.~~ Upon the approval of the governor and the budget agency, the department may use funds available under this chapter to provide or extend education technology to any school corporation for the purposes described in this chapter. ~~In addition,~~ The department (upon the approval of the governor and the budget agency) may direct funds under this chapter to the corporation for educational technology under ~~IC 20-10.1-25-1~~ **IC 20-20-15** to further the corporation's purposes.

[20-10.1-25-2.1] Sec. 5. ~~Sec. 2-1.~~ (a) This section applies to the 4R's technology program described in section 1(a)(1) of this chapter.

(b) In addition to any other funds available under this chapter, if state funds are transferred under ~~IC 20-10.1-16-11~~ **IC 20-32-5-19** to



the 4R's technology program:

- (1) those funds do not revert to the state general fund;
- (2) those funds shall be made available to the 4R's technology program under this chapter; and
- (3) the department, upon approval by the governor and the budget agency, shall ~~utilize use~~ those funds ~~for the purposes of awarding~~ **to award** grants under this section.

(c) To be eligible to receive a grant under the program, the school corporation must comply with the following:

- (1) The school corporation must apply to the department for a grant on behalf of a school within the school corporation to purchase technology equipment.

(2) The school corporation must certify the following:

(A) That the school will provide every kindergarten and grade 1 student at that school the opportunity to learn reading, writing, and arithmetic using technology.

(B) That the school will provide daily before or after school technology laboratories for students in grades 1 through 3 who have been identified as needing remediation in reading, writing, or arithmetic.

(C) That the school will provide additional technology opportunities, that may include Saturday sessions, for students in other grade levels to utilize the technology laboratories for remediation in reading, writing, arithmetic, or mathematics.

(D) That the school will provide technology opportunities to students that attend remediation programs under ~~IC 20-10.1-17~~ **IC 20-32-8** (if the school corporation is required to do so) or any other additional summer programs.

(E) That the school corporation, either through its own or the school's initiative or through donations made to the corporation for educational technology under ~~IC 20-10.1-25.1~~ **IC 20-20-15**; on behalf of the school corporation, is able to provide a ~~portion~~ **part** of the costs attributable to purchasing the necessary technology equipment.

(3) The school corporation must include in the application the sources of and the amount of money secured under subdivision (2)(E).

(4) ~~That~~ The school corporation or the school ~~shall~~ **must**:

(A) provide teacher training services; or

(B) ~~utilize use~~ vendor provided teacher training services.

(5) ~~That~~ The school corporation ~~has given~~ **must give** primary consideration to the purchase of technology equipment that includes teacher training services.

(6) ~~That~~ The teachers who will be ~~utilizing~~ **using** the technology equipment **must** support the initiative described in this chapter.

(d) Upon review of the applications by the department, the



satisfaction of the requirements set forth in subsection (c), and subject to the availability of funds for this purpose, the department shall award to each eligible school corporation a grant to purchase technology equipment under section 1(a)(1) of this chapter.

(e) The department shall monitor the compliance by the school corporations receiving grants of the matters cited in subsection (c).

[20-10.1-25-3] Sec. 6. ~~Sec. 3:~~ The department shall develop guidelines necessary to implement this chapter, including guidelines that require the school corporation to ~~utilize~~ use the laboratories to the fullest extent possible.

[20-10.1-25-4] Sec. 7. ~~Sec. 4:~~ To be eligible to receive money under this chapter, the school corporation must apply to the department on forms provided by the department.

[20-10.1-25-5] Sec. 8. ~~Sec. 5:~~ A school corporation that receives a grant under this chapter must deposit the grant in the school technology fund established under IC 21-2-18.

[20-10.1-25.3-1] Sec. 9. ~~Sec. 4:~~ As used in this chapter, "grant" refers to a technology plan grant under this chapter.

[20-10.1-25.3-2] Sec. 10. ~~Sec. 2:~~ As used in this chapter, "group" includes the school corporations that are placed in a group of school corporations under this chapter.

[20-10.1-25.3-2.5] Sec. 11. ~~Sec. 2-5:~~ As used in this chapter, "school corporation" includes, except as otherwise provided in this chapter, the Indiana School for the Deaf established by ~~IC 20-16~~ IC 20-22 and the Indiana School for the Blind established by ~~IC 20-15~~ IC 20-21.

[20-10.1-25.3-3] Sec. 12. ~~Sec. 3:~~ As used in this chapter, "technology plan" refers to a technology plan developed under ~~IC 20-10.1-25-1-2~~ **section 3 of this chapter.**

[20-10.1-25.3-4] Sec. 13. ~~Sec. 4:~~ There is established a technology plan grant program.

[20-10.1-25.3-5] Sec. 14. ~~Sec. 5:~~ The department shall fund and administer the program.

[20-10.1-25.3-6] Sec. 15. ~~Sec. 6:~~ A school corporation qualifies for a technology plan grant under this chapter when the technology plan of the school corporation developed under ~~IC 20-10.1-25-1-2~~ **section 3 of this chapter** is approved by the department. For purposes of determining whether a school corporation qualifies for a grant under this chapter, the department shall:

- (1) review;
- (2) suggest changes;
- (3) approve; or
- (4) reject;

a school corporation's technology plan. However, before the department may approve a technology plan, the department must consult with the corporation for educational technology (established by ~~IC 20-10.1-25-1-3~~ IC 20-20-15-3) on the contents of the technology



1 plan.

2 [20-10.1-25.3-7] Sec. 16. ~~Sec. 7:~~ (a) This section applies when a  
3 school corporation does not qualify for a grant because the school  
4 corporation's technology plan has not been approved under section ~~6~~ **15**  
5 of this chapter.

6 (b) The department shall delay grant distribution after the scheduled  
7 time for grant distribution until the school corporation's technology  
8 plan is approved. The delay is without loss or penalty to the school  
9 corporation. If the school corporation's technology plan is not approved  
10 by the end of the grant distribution period, the school corporation may  
11 not receive a grant distribution.

12 [20-10.1-25.3-9] Sec. 17. ~~Sec. 9:~~ The total technology plan grant  
13 amount to a qualifying school corporation is the amount determined by  
14 the department, with advice from the council, multiplied by the school  
15 corporation's ADM. The amount is one hundred dollars (\$100).  
16 However, for the purposes of determining the ADM of a school  
17 corporation, students who are transferred under ~~IC 20-8.1-6.1~~  
18 **IC 20-33-4** or ~~IC 20-8.1-6.5~~ **IC 20-26-11** shall be counted as students  
19 having legal settlement in the transferee corporation and not having  
20 legal settlement in the transferor corporation.

21 [20-10.1-25.3-10] Sec. 18. ~~Sec. 10:~~ A school corporation must use  
22 a grant received under this chapter to implement all or part of the  
23 school corporation's technology plan by funding uses that include the  
24 following:

- 25 (1) Support of the school corporation's remediation plans.
- 26 (2) Professional development related to technology.
- 27 (3) Computers in classrooms.
- 28 (4) Computers for teachers.
- 29 (5) Access to electronic gateways or telephone access to  
30 information providers.
- 31 (6) The buddy system project (as described in  
32 ~~IC 20-10.1-25.1-4(1)(A))~~ **IC 20-20-15-4(1)(A))**.
- 33 (7) Video distance learning.
- 34 (8) Wiring infrastructure.
- 35 (9) Salaries for management of the technology program.
- 36 (10) Technical support.
- 37 (11) Wide area networks and local area networks.
- 38 (12) Media distribution systems.
- 39 (13) Expansion of the 4R's technology program (as described in  
40 ~~IC 20-10.1-25.1(a)(1))~~ **IC 20-20-13-1(a)(1))**.
- 41 (14) Software.
- 42 (15) Library automation.
- 43 (16) Indiana public broadcasting services.
- 44 (17) Assistive technology devices for students with disabilities.

45 [20-10.1-25.3-11] Sec. 19. ~~Sec. 11:~~ (a) The department shall list all  
46 school corporations in Indiana according to assessed valuation for





property tax purposes per student in ADM, beginning with the school corporation having the lowest assessed valuation for property tax purposes per student in ADM. For purposes of the list made under this section, the Indiana School for the Deaf and the Indiana School for the Blind shall be considered to have the lowest assessed valuation for property tax purposes per student in ADM during the six (6) year period beginning on July 1, 2001.

(b) The department must prepare a revised list under subsection (a) before a new series of grants may begin.

(c) The department shall determine those school corporations to be placed in a group to receive a grant in a fiscal year under this chapter as follows:

(1) Beginning with the school corporation that is first on the list developed under subsection (a), the department shall continue sequentially through the list and place school corporations that qualify for a grant under section ~~6~~ **12** of this chapter in a group until the cumulative total ADM of all school corporations in the group depletes the money that is available for grants in the fiscal year.

(2) Each fiscal year the department shall develop a new group by continuing sequentially through the list beginning with the first qualifying school corporation on the list that was not placed in a group in the prior fiscal year.

(3) If the final group developed from the list contains substantially fewer students in ADM than available money, the department shall:

(A) prepare a revised list of school corporations under subsection (a); and

(B) place in the group qualifying school corporations from the top of the revised list.

(4) The department shall label the groups with sequential numbers beginning with "group one".

[20-10.1-25.3-12] Sec. 20. ~~Sec. 12.~~ (a) Except as provided in subsection (b), in a state fiscal year, the department shall distribute grants to only two (2) groups of school corporations with each of the two (2) groups receiving fifty percent (50%) of the group's total grant amount.

(b) In state fiscal year 1996-1997:

(1) the department shall begin grant distribution under this chapter; and

(2) the school corporations in group one shall receive one hundred percent (100%) of the group's total grant.

(c) Beginning in state fiscal year 1997-1998, the department shall:

(1) distribute grants so that school corporations in group two receive:

(A) fifty percent (50%) of group two's total grant in the first



- 1 year of distribution; and  
 2 (B) fifty percent (50%) of group two's total grant in the second  
 3 year of distribution; and  
 4 (2) continue in group number sequence so that school  
 5 corporations in each group receive:  
 6 (A) fifty percent (50%) of the group's total grant in the first  
 7 year of distribution to the group; and  
 8 (B) fifty percent (50%) of the group's total grant in the second  
 9 year of distribution to the group.

10 [20-10.1-25.3-13] Sec. 21. ~~Sec. 13~~. A school corporation shall report  
 11 to the department on the use of grant money received under this  
 12 chapter. A school corporation that fails to make a report under this  
 13 section is not eligible for a subsequent grant.

14 [20-10.1-25.3-14] Sec. 22. ~~Sec. 14~~. (a) This section applies in a year  
 15 when a school corporation receives a grant under this chapter. The  
 16 school corporation's capital projects fund budget must include an  
 17 expenditure for technology that is not less than the school corporation's  
 18 average annual expenditure for technology from the capital projects  
 19 fund in the six (6) budget years preceding the year of the grant. If the  
 20 Indiana School for the Deaf or the Indiana School for the Blind  
 21 receives a grant under this chapter, the school's expenditures for  
 22 technology in the year of the grant must exceed the school's average  
 23 annual expenditure for technology in the six (6) budget years preceding  
 24 the year of the grant.

25 (b) For each year that a school corporation fails to observe  
 26 subsection (a), the school corporation forfeits a grant under this  
 27 chapter. The forfeit of the grant ~~shall~~ **must** occur in the first grant year  
 28 after the school corporation fails to observe subsection (a).

29 [20-10.1-25.3-15] Sec. 23. ~~Sec. 15~~. The department shall develop  
 30 guidelines to implement this chapter.

31 [20-10.1-25.3-16] Sec. 24. ~~Sec. 16~~. A school corporation that  
 32 receives a grant under this chapter ~~must~~ **shall** deposit the grant in the  
 33 school technology fund established under IC 21-2-18. If the Indiana  
 34 School for the Deaf or the Indiana School for the Blind receives a grant  
 35 under this chapter, the school ~~must~~ **shall** deposit the grant in an  
 36 account or fund that the school uses exclusively for the funding of  
 37 technology.

#### 38 **Chapter 14. Educational Technology Council**

39 [20-10.1-25.5-1] Sec. 1. As used in this chapter, "council" refers to  
 40 the educational technology council established by section ~~2~~ **2** of this  
 41 chapter.

42 [20-10.1-25.5-2] Sec. 2. The educational technology council is  
 43 established.

44 [20-10.1-25.5-3] Sec. 3. (a) The council shall advise the state  
 45 superintendent and the governor on education related technology  
 46 initiatives.



(b) The appointed membership of the council shall reflect its purposes and be experienced in technology generally. An appointed member of the council serves at the pleasure of the appointing authority. The council consists of the following sixteen (16) voting members:

(1) The state superintendent. ~~of public instruction.~~

(2) The special assistant to the state superintendent of public instruction responsible for technology who is appointed under section 5 of this chapter.

(3) Four (4) individuals who represent private business appointed jointly by the state superintendent and the governor. Each member appointed under this subdivision must be experienced in development and utilization of information technology. None of the members appointed under this subdivision may represent possible providers of technology or related services.

(4) Three (3) individuals who:

(A) manage educational environments, including higher education; and

(B) are experienced in their educational work with information technology;

are appointed jointly by the state superintendent and the governor.

(5) Three (3) individuals who are public school educators familiar with and experienced in the use of technology in educational settings appointed jointly by the state superintendent and the governor, with one (1) representing an urban school corporation, one (1) representing a suburban school corporation, and one (1) representing a rural school corporation.

(6) Four (4) members who are members of the general assembly and who are appointed as follows:

(A) Two (2) members of the house of representatives, appointed by the speaker of the house of representatives with not more than one (1) from a particular political party.

(B) Two (2) members of the senate, appointed by the president pro tempore of the senate with not more than one (1) from a particular political party.

(c) The state superintendent shall designate the chair of the council from the membership of the council.

(d) Nine (9) members of the council constitute a quorum to conduct business. ~~No~~ Action of the council is **not** valid unless approved by at least seven (7) voting members of the council.

(e) Each member of the council who is not a state employee is not entitled to the minimum salary per diem as provided by IC 4-10-11-2.1(b). The member is, however, entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana



department of administration and approved by the budget agency.

(f) Each member of the council who is a state employee but who is not a member of the general assembly is entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

(g) Each member of the council who is a member of the general assembly is entitled to receive the same per diem, mileage, and travel allowances paid to members of the general assembly serving on interim study committees established by the legislative council.

[20-10.1-25.5-4] Sec. 4. The department may employ personnel, consultants, or both, to carry out the council's duties and functions.

[20-10.1-25.5-5] Sec. 5. (a) The superintendent of public instruction shall appoint a special assistant for technology. The person appointed under this section serves at the pleasure of the superintendent of public instruction.

(b) The person appointed under this section must be experienced in the integration of educational technology initiatives, infrastructure management and support, and applied research into effective educational practices available to students and educators in the classroom. The superintendent is encouraged to conduct a nationwide search for the best available talent to fill the position required by this section.

(c) The person appointed under this section shall coordinate the duties and functions of the department and the council under the following:

(1) ~~IC 20-10.1-25~~ **IC 20-20-13** (student educational technology program and grants).

(2) This chapter.

~~(3) IC 20-10.1-25.3 (technology grants):~~

~~(4)~~ **(3)** Any other law concerning educational technology or telecommunications.

### **Chapter 15. Corporation for Educational Technology**

[20-10.1-25.1-1] Sec. 1. As used in this chapter, "board" refers to the board of directors of the corporation.

[20-10.1-25.1-2] Sec. 2. As used in this chapter, "corporation" refers to the corporation for educational technology established under section 3 of this chapter.

[20-10.1-25.1-3] Sec. 3. (a) The state superintendent may, on behalf of the state, establish a private ~~not-for-profit~~ **nonprofit** corporation named "the corporation for educational technology".

(b) Upon:

(1) the establishment of the corporation;

(2) the corporation satisfying the conditions imposed by section 4 of this chapter; and



1 (3) the state superintendent certifying the corporation;  
 2 the corporation may perform the functions set forth in section 5 of this  
 3 chapter.

4 (c) Before certification by the state superintendent, the corporation  
 5 must conduct a public hearing for the purpose of giving all interested  
 6 parties an opportunity to review and comment on the articles of  
 7 incorporation, bylaws, and methods of operation of the corporation.  
 8 Notice of the hearing must be given at least fourteen (14) days before  
 9 the hearing in accordance with IC 5-14-1.5-5(b).

10 [20-10.1-25.1-4] Sec. 4. The articles of incorporation and bylaws of  
 11 the corporation must provide for the following:

12 (1) That the exclusive purposes of the corporation are to:

13 (A) administer a statewide computer project placing  
 14 computers in homes of public school students (commonly  
 15 referred to as the "buddy system project") and any other  
 16 educational technology program or project jointly authorized  
 17 by the state superintendent and the governor; and

18 (B) advise the state superintendent and the governor on  
 19 education related technology initiatives, specifically those  
 20 initiatives implemented through the educational technology  
 21 program under ~~IC 20-10.1-25~~ **IC 20-20-13**.

22 (2) That the board of directors of the corporation is composed of  
 23 sixteen (16) individuals who shall serve at the pleasure of the  
 24 state superintendent and the governor and who shall be appointed  
 25 jointly by the state superintendent and the governor as follows:

26 (A) Four (4) individuals who represent private business.

27 (B) Three (3) individuals who are public school educators with  
 28 one (1) representing an urban school corporation, one (1)  
 29 representing a suburban school corporation, and one (1)  
 30 representing a rural school corporation.

31 (C) Four (4) individuals who are members of the general  
 32 assembly and who are appointed as follows:

33 (i) Two (2) members of the house of representatives,  
 34 appointed by the speaker of the house of representatives  
 35 with not more than one (1) from a particular political party.

36 (ii) Two (2) members of the senate, appointed by the  
 37 president pro tempore of the senate with not more than one  
 38 (1) from a particular political party.

39 (D) Five (5) individuals who represent education.

40 (3) That the state superintendent shall designate the chairman of  
 41 the board from the membership of the board.

42 (4) That the board may select other officers the board considers  
 43 necessary, including a vice chairman, treasurer, or secretary.

44 (5) That the chairman of the board may appoint subcommittees  
 45 that the chairman considers necessary to carry out the duties of  
 46 the corporation.



(6) That the corporation, with the approval of the state superintendent, shall appoint or contract with a person to be president. The person shall serve as the chief operating officer of the corporation, and may employ consultants to carry out the corporation's duties under this chapter.

(7) That a majority of the entire membership constitutes a quorum to do business. However, no action of the corporation is valid unless approved by at least nine (9) members of the corporation.

(8) That each member of the board of directors of the corporation who is not a state employee is not entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). Such a member is, however, entitled to reimbursement for traveling expenses and other expenses actually incurred in the state travel policies and procedures established by the **Indiana** department of administration and approved by the budget agency.

(9) That each member of the board of directors of the corporation who is a state employee, but who is not a member of the general assembly, is entitled to reimbursement for traveling expenses and other expenses actually incurred in connection with the member's duties, as provided in the state travel policies and procedures established by the **Indiana** department of administration and approved by the budget agency.

(10) That each member of the board of directors of the corporation who is a member of the general assembly is entitled to receive the same per diem, mileage, and travel allowances paid to members of the general assembly serving on interim study committees established by the legislative council.

(11) That the corporation may receive money from any source, including state appropriations, may enter into contracts, and may expend funds for any activities necessary, convenient, or expedient to carry out the exclusive purposes of the corporation.

(12) That an individual who makes a donation to the corporation may designate:

(A) the particular school corporation; or

(B) the educational technology program implemented by the corporation under ~~IC 20-10-1-25~~; **IC 20-20-13**;

entitled to receive the donation and that the corporation may not authorize the distribution of that donation in a manner that disregards or otherwise interferes with the donor's designation. However, an individual who wishes to make a donation under this chapter is not entitled to specify, designate, or otherwise require that the corporation utilize the donation to purchase particular technology equipment or patronize a particular vendor of technology equipment.

(13) That if the corporation elects to expend funds that have not been designated to a particular school corporation or educational



1 technology program under ~~IC 20-10.1-25~~, **IC 20-20-13**, the  
 2 corporation shall first expend those unspecified funds to school  
 3 corporations or programs that have not been the recipient of a  
 4 designated donation under subdivision (12).

5 (14) That the corporation shall take into account other programs  
 6 and distributions available to school corporations for at risk  
 7 students.

8 (15) That any changes in the articles of incorporation or bylaws  
 9 must be approved by the board.

10 (16) That the corporation shall submit an annual report to the  
 11 general assembly before November 2 of each year and that the  
 12 report must include detailed information on the structure,  
 13 operation, and financial status of the corporation and must be in  
 14 an electronic format under IC 5-14-6.

15 (17) That the corporation is subject to an annual audit by the state  
 16 board of accounts and that the corporation shall pay the full costs  
 17 of the audit.

18 [20-10.1-25.1-5] Sec. 5. The corporation, after being certified by the  
 19 state superintendent under section 3 of this chapter, may do the  
 20 following:

21 (1) Take over the responsibilities and obligations associated with  
 22 the project commonly referred to as the "buddy system project" as  
 23 described in section 4(1)(A) of this chapter, which may include  
 24 the following relating to the buddy system project:

25 (A) Conducting conferences on advances in technology and its  
 26 application to the educational field.

27 (B) Upon the joint authorization by the state superintendent  
 28 and the governor, establishing, operating, or managing  
 29 education technology programs that:

30 (i) encourage the productive use of technology for  
 31 instructing students in kindergarten through grade 12;

32 (ii) place technology directly with teachers and students,  
 33 whether in school or otherwise to advance the education and  
 34 skills and enhance the attitude of Indiana students who are  
 35 in kindergarten through grade 12; or

36 (iii) accomplish both of the objectives described in items (i)  
 37 and (ii).

38 (2) Administer all funds received by the corporation from  
 39 whatever source to further the corporation's purposes, consistent  
 40 with section 4(12) and 4(13) of this chapter.

41 [20-10.1-25.1-6] Sec. 6. In administering the funds received by the  
 42 corporation, the corporation may elect to direct corporation funds to the  
 43 educational technology program under ~~IC 20-10.1-25~~ **IC 20-20-13** in  
 44 order to further the purposes of the educational technology program.

45 [20-10.1-25.1-7] Sec. 7. Debts incurred by the corporation under  
 46 authority of this chapter do not represent or constitute a debt of the



state within the meaning of Indiana statutes or the Constitution of the State of Indiana.

### **Chapter 16. Access to Telecommunications Service**

[20-10.1-25.6-1] Sec. 1. The purpose of this chapter is to effectively:

- (1) provide the methods and means by which all schools and libraries may receive access to resources available through technology and telecommunications services; and
- (2) maximize the eligibility, availability, and use of the federal and state funding mechanisms.

[20-10.1-25.6-2] Sec. 2. As used in this chapter, "telecommunications services and equipment" includes all telecommunication services and equipment eligible for universal service fund discounts as described:

- (1) in the federal Telecommunications Act of 1996 (P.L.104-104, 110 Stat. 56 (1996)) and applicable regulations or orders issued under that act;
- (2) by the Indiana utility regulatory commission as allowed under the federal act; or
- (3) in the intelenet commission or state library technology grant programs.

[20-10.1-25.6-3] Sec. 3. The intelenet commission, with the department of education and the state library, shall coordinate available federal and state funds and funding mechanisms to accomplish full access to telecommunications services and equipment by all schools, libraries, and rural health care providers as defined in:

- (1) the federal Telecommunications Act of 1996 (P.L.104-104, 110 Stat. 56 (1996)) and regulations or orders issued under that act; or
- (2) any regulations or orders issued by the Indiana utility regulatory commission in fulfillment of the state's obligations under the act.

### **Chapter 17. School Intervention and Career Counseling Development Program and Fund**

[20-10.1-28-1] Sec. 1. As used in this chapter, "fund" refers to the school intervention and career counseling development fund established by section 4 of this chapter.

[20-10.1-28-2] Sec. 2. As used in this chapter, "grant" refers to a grant from the fund.

[20-10.1-28-3] Sec. 3. As used in this chapter, "school intervention and career counseling development program" refers to a program carried out under this chapter:

- (1) for kindergarten through grade 6; and
- (2) by a licensed school counselor.

[20-10.1-28-4] Sec. 4. (a) As a result of a comprehensive study conducted by the department on the role of school counselors, including the expanding role of school counselors in career





development under workforce development programs that affect public schools, the school intervention and career counseling development fund is established. The money in the fund shall be used to develop counseling models in a limited number of school corporations as determined by the department under this chapter.

(b) If a school corporation is awarded a grant under this chapter, the school corporation must:

- (1) agree to evaluate the impact and results of the school corporation's program; and
- (2) submit the school corporation's findings to the department.

~~(b)~~ (c) The department shall administer the fund.

~~(c)~~ (d) The fund consists of:

- (1) gifts to the fund;
- (2) appropriations from the general assembly;
- (3) grants, including grants from private entities; and
- (4) a combination of the resources described in subdivisions (1), (2), and (3).

[20-10.1-28-5] Sec. 5. Subject to section 6 of this chapter, for a school corporation to be eligible to receive a grant under this chapter, the following must occur:

- (1) The superintendent of the school corporation must apply to the department for a grant on forms provided by the department.
- (2) The application for a grant must include the following information:

(A) A detailed description of a proposal for initiating or expanding a school intervention or career counseling program.

(B) Evidence supporting the school corporation's need to implement the school intervention or career counseling program.

(C) The number of elementary school counselors employed by the school corporation.

(D) The elementary school counselor/student ratio for the school corporation.

(E) Any other pertinent information required by the department, including evidence guaranteeing that if the school corporation receives a grant under this chapter, the school corporation has developed a plan to evaluate the impact and results of the school corporation's program.

[20-10.1-28-6] Sec. 6. **The department may award grants to school corporations:**

- (1) upon review of the applications received under section 5 of this chapter; ~~and~~
- (2) **upon** receipt of the recommendations from the advisory committee under section 10 of this chapter; ~~the department may award grants to school corporations~~
- (3) subject to available money; and



(4) in accordance with the following priorities:

(1) (A) To the extent possible, to achieve geographic balance throughout Indiana and to include urban, suburban, and rural school corporations.

(2) (B) To address a documented need for new or expanded school intervention or career counseling programs, including considering the percentage of students within the school corporation who are designated as at risk students.

(3) (C) To promote innovative methods for initiating or expanding school intervention or career counseling programs.

(4) (D) To reward school corporations that propose school intervention or career counseling programs that demonstrate the greatest potential for replication and implementation in Indiana.

(5) (E) To lower school counselor/student ratios where the ratios are excessively high.

[20-10.1-28-7] Sec. 7. (a) Subject to subsection (b), the department shall determine the amount of each grant that is awarded under this chapter.

(b) A grant to a particular school corporation may not exceed:

(1) fifteen thousand dollars (\$15,000) for each full-time counselor for each academic year, or seven thousand five hundred dollars (\$7,500) for each full-time counselor for each semester; and

(2) the following total grant awards as each relates to the ADM (as defined in IC 21-3-1.6-1.1(d)) of the school corporation at the time the school corporation applies for the grant:

(A) For a school corporation with an ADM of not more than five thousand (5,000), seventy-five thousand dollars (\$75,000).

(B) For a school corporation with an ADM of at least five thousand one (5,001) and not more than nine thousand nine hundred ninety-nine (9,999), one hundred twenty thousand dollars (\$120,000).

(C) For a school corporation with an ADM of at least ten thousand (10,000), one hundred eighty thousand dollars (\$180,000).

[20-10.1-28-8] Sec. 8. A grant received by a school corporation may be expended by the school corporation ~~for~~ **during** a twenty-four (24) month period. **[Query: Is this change O.K.? "For" is ambiguous.]**

[20-10.1-28-9] Sec. 9. The department shall develop guidelines necessary to implement this chapter.

[20-10.1-28-10] Sec. 10. (a) An advisory committee composed of five (5) members is established.

(b) The state superintendent shall appoint the members of the advisory committee.

(c) The state superintendent shall:

(1) convene the advisory committee; and



(2) act as chairman of the advisory committee.  
The state superintendent may not be a member of the advisory committee.

(d) An employee of:  
(1) the governor; or  
(2) the department of education;  
is eligible for appointment to the advisory committee.  
(e) A member of the advisory committee serves at the pleasure of the appointing authority.

(f) A member of the advisory committee is not entitled to the following:

- (1) The minimum salary per diem provided in IC 4-10-11-2.1(b).
- (2) Reimbursement for traveling expenses and other expenses actually incurred in connection with the member's duties.

(g) The advisory committee shall do the following:

- (1) Assist the department in developing the guidelines described in section 9 of this chapter.
- (2) Establish standards for qualifying for a grant under this chapter.
- (3) Review grant applications and make recommendations to the state superintendent concerning the awarding of grants.
- (4) Evaluate the impact and results of the various school intervention and career counseling programs receiving grants under this chapter.

**Chapter 18. Elementary School Counselors, Social Workers, and School Psychologists Program and Fund**

[20-10.1-31-1] Sec. 1. As used in this chapter, "fund" refers to the elementary school counselors, social workers, and school psychologists fund established by section 4 of this chapter.

[20-10.1-31-2] Sec. 2. As used in this chapter, "grant" refers to a grant from the fund.

[20-10.1-31-3] Sec. 3. As used in this chapter, "program" refers to an elementary school counseling program, a social work program, or a school psychologist program carried out under this chapter:

- (1) for kindergarten through grade 6; and
- (2) by:
  - (A) a licensed school counselor;
  - (B) a licensed social worker who has obtained at least a master's degree; or
  - (C) a licensed school psychologist.

[20-10.1-31-4] Sec. 4. (a) The elementary school counselors, social workers, and school psychologists fund is established. The money in the fund shall be used to assist school corporations in placing school counselors, social workers, and school psychologists in elementary schools through grants awarded as determined by the department under this chapter.



1       **(b)** If a school corporation is awarded a grant under this chapter, the  
2 school corporation must:

- 3       (1) agree to evaluate the impact and results of the school  
4       corporation's program; and  
5       (2) submit the school corporation's findings to the department.

6       ~~(b)~~ **(c)** The department shall administer the fund.

7       ~~(c)~~ **(d)** The fund consists of:

- 8       (1) gifts to the fund;  
9       (2) appropriations from the general assembly; and  
10      (3) grants, including grants from private entities.

11      [20-10.1-31-5] Sec. 5. Subject to section 6 of this chapter, for a  
12 school corporation to be eligible to receive a grant under this chapter,  
13 the following must occur:

14      (1) The superintendent of the school corporation must apply to the  
15 department for a grant on a form provided by the department.

16      (2) The application for a grant must include the following  
17 information:

18          (A) A detailed description of a proposal for placing school  
19 counselors, social workers, or school psychologists in  
20 elementary schools to provide services to students and their  
21 families.

22          (B) Evidence supporting the school corporation's need to  
23 implement the program.

24          (C) The number of elementary school counselors, social  
25 workers, and school psychologists employed by the school  
26 corporation.

27          (D) The elementary school:

- 28              (i) school counselor/student ratio;  
29              (ii) social worker/student ratio; and  
30              (iii) school psychologist/student ratio;

31 for the school corporation.

32          (E) Any other pertinent information required by the  
33 department, including evidence guaranteeing that if the school  
34 corporation receives a grant under this chapter, the school  
35 corporation will have developed a plan to evaluate the impact  
36 and results of the school corporation's program.

37      [20-10.1-31-6] Sec. 6. Upon review of the applications received  
38 under section 5 of this chapter, the department may award grants to  
39 school corporations subject to available money and in accordance with  
40 the following priorities:

41      (1) To the extent possible, to achieve geographic balance  
42 throughout Indiana and to include urban, suburban, and rural  
43 school corporations.

44      (2) To address a documented need for new or expanded programs,  
45 including consideration of the percentage of students within the  
46 school corporation who are designated as at risk students.



(3) To lower:

- (A) student/school counselor ratios;
- (B) student/social worker ratios; and
- (C) student/school psychologist ratios;

where the ratios are excessively high.

[20-10.1-31-7] Sec. 7. The department shall determine the amount of each grant that is awarded under this chapter.

[20-10.1-31-8] Sec. 8. A grant received by a school corporation may be expended by the school corporation ~~for~~ **during** a twenty-four (24) month period. **[QUERY: Is this change OK? "For" is ambiguous.]**

[20-10.1-31-9] Sec. 9. The department shall develop guidelines necessary to implement this chapter.

### **Chapter 19. School Social Workers**

[20-10.1-32-1] Sec. 1. (a) An individual who after June 30, 2001, obtains a position as a school social worker for a school corporation must:

- (1) hold a master's degree in social work; or
- (2) agree as a condition of employment to obtain a master's degree in social work ~~within~~ **not more than** five (5) years after the individual begins employment as a school social worker.

(b) ~~Subsection (a)~~ **This section** does not apply to an individual who **obtains a position as** ~~(1) is~~ a school social worker for a school corporation ~~and (2) obtained the position described in subdivision (1)~~ on or before June 30, 2001. **[QUERY: IS SUBSECTION (b) NECESSARY? SUBSECTION (a) ALREADY EXCLUDES A SOCIAL WORKER WHO WORKS FOR THE SCHOOL CORPORATION BEFORE JUNE 30,2001.]**

### **Chapter 20. Secondary Level Vocational Education**

[20-1-18.4-1] Sec. 1. As used in this chapter, "commission" refers to the Indiana commission on vocational and technical education of the department of workforce development established under ~~IC 20-1-18.3-6~~ **IC 22-4.1-13-6**.

[20-1-18.4-2] Sec. 2. As used in this chapter, "vocational education" means any secondary level vocational, agricultural, occupational, manpower, or technical training or retraining that:

- (1) enhances an individual's career potential and further education; and
- (2) is accessible to individuals who desire to explore and learn for economic and personal growth leading to employment opportunities.

[20-1-18.4-3] Sec. 3. (a) The ~~Indiana~~ state board of education shall do the following:

- (1) Establish and monitor the operation of secondary level vocational education in Indiana in accordance with the comprehensive long range state plan developed by the commission under ~~IC 20-1-18.3-10~~ **IC 22-4.1-13-9**.



(2) Establish a list of approved secondary level vocational education courses in accordance with the workforce partnership plans under ~~IC 20-1-18.5~~ **IC 22-4.1-14**.

(b) The ~~Indiana~~ state board of ~~education~~ may authorize the department, ~~of education~~, whenever practical or necessary, to assist in carrying out the duties prescribed by this chapter.

(c) The ~~Indiana~~ state board of ~~education~~ shall do the following:

(1) Implement, to the best of its ability, its vocational education plan prepared under section 4 of this chapter.

(2) Investigate the funding of vocational education on a cost basis.

(3) Cooperate with the commission in implementing the long range plan prepared by the commission under ~~IC 20-1-18.3-10~~ **IC 22-4.1-13-9**.

[20-1-18.4-4] Sec. 4. The state board ~~of education~~ shall biennially prepare a plan for implementing vocational education and shall submit the plan to the commission for its review and recommendations.

[20-1-18.4-5] Sec. 5. The state board ~~of education~~ shall make recommendations to the commission on all secondary level vocational education.

[20-1-18.4-6] Sec. 6. Upon request of the state budget director, the department ~~of education~~ shall prepare a legislative budget request for state and federal funds for vocational education. The state budget director shall determine the period to be covered by the budget request. This budget request shall be made available to the commission under ~~IC 20-1-18.3-15~~ **IC 22-4.1-13-15** before review by the state budget committee.

[20-1-18.4-7] Sec. 7. The department ~~of education~~ shall distribute state funds made available for vocational education that have been appropriated by the general assembly in accordance with the general assembly appropriation and the plan prepared by the state board ~~of education~~ under section 4 of this chapter.

[20-1-18.4-8] Sec. 8. The state board ~~of education~~ shall develop a definition for and report biennially to the:

(1) general assembly;

(2) governor; and

(3) commission;

on attrition and persistence rates by students enrolled in secondary vocational education. A biennial report under this section to the general assembly must be in an electronic format under IC 5-14-6.

[20-1-18.4-9] Sec. 9. The state board ~~of education~~ shall adopt rules under IC 4-22-2 and shall contract for services whenever necessary to perform the duties imposed by this chapter in accordance with its plan approved by the commission.

#### **Chapter 21. Advisory Adult Literacy Coalition**

[20-11-3-1 part] **Sec. 1. As used in this chapter, "coalition" refers to the advisory adult literacy coalition established under section 2**



1 **of this chapter.**

2 [20-11-3-1 part] Sec. 2. ~~Sec. 1:~~ The governor shall establish an  
3 advisory adult literacy coalition (~~referred to as the "coalition" in this~~  
4 ~~chapter~~) to do the following:

5 (1) Promote lifelong learning for Indiana residents so that ~~Indiana~~  
6 **the** residents may participate fully in family, community, civic,  
7 employment, and educational opportunities.

8 (2) Encourage the coordination of state agency activity related to  
9 adult literacy.

10 [20-11-3-2] Sec. 3. ~~Sec. 2:~~ As part of the program, the coalition shall  
11 encourage the following:

12 (1) Communication among all ~~of the~~ programs serving ~~those~~  
13 adults who need development in basic reading, writing, and math  
14 skills.

15 (2) Publicity about adult literacy programs throughout ~~the state.~~  
16 **Indiana.**

17 (3) The development and maintenance of local literacy coalitions  
18 to coordinate, expand, and improve local literacy services.

19 (4) Promotion of learner involvement in literacy programs and  
20 organizations.

21 (5) Contributions of time, space, funds, and other support by  
22 business and industry **to:**

23 (A) ~~for~~ **assist** employees lacking the necessary reading,  
24 writing, and math skills; and

25 (B) ~~for the encouragement of~~ **encourage** employees to become  
26 volunteers in literacy programs.

27 (6) Identification of gaps in services and literacy trends to assist  
28 state policy makers.

29 [20-11-3-3] Sec. 4. ~~Sec. 3:~~ (a) The coalition must have ~~not less than~~  
30 **at least** thirty (30) ~~nor and not~~ more than thirty-five (35) members.  
31 The governor shall appoint the members ~~upon on~~ the recommendation  
32 of the **state** superintendent. ~~of public instruction.~~

33 (b) ~~The members serve~~ **A member serves a** two (2) year ~~terms.~~  
34 **term.**

35 [20-11-3-4] Sec. 5. ~~Sec. 4:~~ (a) Before September 30 of each year, the  
36 **state** superintendent of public instruction shall recommend to the  
37 governor individuals for appointment to the coalition.

38 (b) The governor shall:

39 (1) appoint the members of the coalition; and

40 (2) designate the **date the** terms of the members of the coalition  
41 **begin** so that terms are staggered.

42 (c) The membership of the coalition must include representatives  
43 from the following:

44 (1) The general assembly.

45 (2) Adult basic education programs.

46 (3) Local libraries.



- (4) Community based organizations.
- (5) Local literacy coalitions.
- (6) Business and industry.
- (7) Labor.
- (8) Associations involved with promoting adult literacy in Indiana.
- (9) The Indiana Literacy Foundation.
- (10) Higher education.
- (11) Persons who have benefited from adult literacy programs.

[20-11-3-5] Sec. 6. ~~Sec. 5:~~ The department of education shall provide logistical support to the coalition.

[20-11-3-5.5] Sec. 7. ~~Sec. 5.5:~~ (a) As used in this section, "concerned state agency" includes the following state agencies that are inherently concerned with the mission of the coalition as stated in section ~~+~~ **2** of this chapter:

- (1) The state library and historical society [QUERY: STATE LIBRARY AND HISTORICAL DEPARTMENT?].
- (2) The department of workforce development.
- (3) The department of correction.
- (4) The office of the secretary of family and social services.
- (5) The department of commerce.
- (6) The department of education.

(b) The director of a concerned state agency shall:

- (1) appoint an ex officio member to serve on the coalition; and
- (2) provide appropriate support to the coalition.

[20-11-3-7] Sec. 8. ~~Sec. 7:~~ This chapter expires January 1, 2007.

## **Chapter 22. Teacher Quality and Professional Improvement Program**

**Sec. 1. As used in this chapter, "program" refers to the teacher quality and professional improvement program established under section 2 of this chapter.**

[20-6.1-7-1] Sec. 2. ~~Sec. 1:~~ (a) The ~~Indiana~~ teacher quality and professional improvement program (~~referred to as "the program" in this chapter~~) is established to:

- (1) review the salary and reward structure for teachers; and ~~to~~
- (2) identify and develop methods to confer honor upon:
  - (A) the teaching profession; and ~~upon~~
  - (B) individual teachers;

in Indiana.

(b) The state board ~~of education~~ shall administer the program.

[20-6.1-7-2] Sec. 3. ~~Sec. 2:~~ Under this chapter, the ~~state~~ board shall work with ~~local~~ school corporations to do the following:

- (1) ~~To~~ Examine and develop a plan for the implementation of a comprehensive career ladder system, which includes assisting ~~no less than at least~~ three (3) school corporations to serve as model field studies for the feasibility of a career ladder reward program.





(2) ~~To~~ Examine the implications of the career ladder system on the collective bargaining process under ~~IC 20-7-5-1~~ **IC 20-29-6** [??] and ~~to~~ determine the effect of the collective bargaining process on the implementation of a career ladder system.

(3) ~~To~~ Develop and implement recommendations for basic pay increases for teachers to be phased in with a career ladder system of rewards for teachers.

(4) ~~To~~ Create programs that provide additional professional development opportunities for individual teachers, including the following programs:

(A) Continuing education scholarships for teachers.

(B) Professional development training for teachers.

(C) Paid sabbatical leave for teachers.

(D) Teacher fellowships.

(E) Grants to schools for extended teacher contracts.

(F) Grants for inschool projects for upgrading curriculum or improving instruction.

(5) ~~To~~ Develop visible and meaningful ways to foster greater respect for the teaching profession and ~~to~~ confer honor upon individual teachers in Indiana.

(6) ~~To~~ Examine ways to implement a system of rewarding school corporations ~~which~~ **that** improve work environment by fostering collaborative working arrangements among teachers.

[20-6.1-7-2] Sec. 4. ~~Sec. 3:~~ The board shall adopt rules under IC 4-22-2 to implement this chapter.

### **Chapter 23. Projects for Innovative Education**

[20-10.1-13-1] Sec. 1. As used in this chapter, "~~governing body~~" means a **governing body of a school corporation**, as defined in ~~IC 20-6.1-1-3:~~ "project" means an innovative education project as described in this chapter. "~~School corporation~~" refers to a **school corporation** as defined in ~~IC 20-5-1-3:~~

[20-10.1-13-2] Sec. 2. (a) The innovative education projects fund is established for funding special experimental demonstration projects that involve the innovative use of teachers, methods, systems, materials, or programs for preschool, elementary school, or secondary school ~~children~~ **students** that may have a special value in promoting effective educational programs in the state. The state board of ~~education~~ shall administer the fund.

(b) The fund ~~shall~~ **may** be used only for projects created ~~pursuant to~~ **under** this chapter.

(c) The expenses of administering the fund ~~shall~~ **must** be paid from money in the fund.

(d) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public funds may be invested. Interest that accrues from these investments ~~shall~~ **must** be deposited in the fund.



(e) Money in the fund at the end of a particular fiscal year does not revert to the state general fund.

[20-10.1-13-3] Sec. 3. (a) The state board ~~of education~~ shall adopt rules under IC 4-22-2 to:

- (1) establish project guidelines and criteria in addition to those specified in this chapter;
- (2) establish application deadlines;
- (3) evaluate projects;
- (4) provide for the dissemination of project plans to all interested school ~~systems~~ **corporations** in the state; and
- (5) otherwise carry out the purposes of this chapter.

(b) The state board ~~of education~~ may select and distribute money to ~~those~~ school corporations submitting project proposals that best carry out the purposes of this chapter.

[20-10.1-13-4] Sec. 4. For a project to receive funding under this chapter it must do the following:

- (1) Provide for curricular and instructional strategy, and use of materials responsive to individual educational needs and learning styles.
- (2) Provide for the development of basic and applied learning skills; multicultural education; physical, emotional, and mental health education; consumer economics; career education; or skills in the arts, humanities, and physical, natural, and social sciences.
- (3) ~~Utilize~~ **Use** community resources or communications media.
- (4) Provide staff development.
- (5) Provide for ongoing and annual evaluation of goals and objectives.
- (6) Provide for parental involvement.

[20-10.1-13-5] Sec. 5. Projects under this chapter may include provisions for the following:

- (1) A principal-teacher or career teacher component as ~~defined~~ **described** in section 7 of this chapter.
- (2) A counselor-teacher component as ~~defined~~ **described** in section 8 of this chapter.
- (3) Cooperative efforts with community agencies.
- (4) Advanced or accelerated programs for students with special abilities.
- (5) Use of volunteers.
- (6) Flexible student attendance schedules.
- (7) Early childhood and family education.
- (8) Application of research findings.
- (9) Use of paraprofessionals.
- (10) Alternative criteria for high school graduation.
- (11) Variable age and class size groupings.

[20-10.1-13-6] Sec. 6. Consent from a ~~child's~~ **student's** parent or guardian must be obtained ~~prior to~~ **before** the ~~child's~~ **student's**



involvement in a project.

[20-10.1-13-7] Sec. 7. (a) A project may include a principal-teacher ~~and or~~ career teacher component. The principal-teacher ~~and or~~ career teacher ~~shall~~ **may** not be the exclusive teacher for students assigned to ~~him~~ **the principal-teacher or career teacher** but shall serve the function of developing and implementing a student's overall learning program. The principal-teacher ~~and or~~ career teacher may be responsible for regular classroom assignments as well as learning programs for other students assigned to ~~him~~ **the principal-teacher or career teacher**.

(b) A principal-teacher must be a principal and a career teacher must be a teacher licensed under ~~IC 20-6.1-3~~ **IC 20-28-5**.

(c) The governing body of the school corporation shall establish procedures for hiring individuals for the positions of principal-teacher and career teacher. The governing body has sole authority to hire these individuals. ~~No~~ **An** individual is **not** entitled to employment in the position based on seniority or order of employment in the school corporation. The principal-teacher and career teacher shall be employed on a twelve (12) month basis with vacation time negotiated individually with the governing body.

(d) The principal-teacher or career teacher is responsible for the following:

(1) The overall education and learning plan of students assigned to ~~him~~ **the principal-teacher or career teacher**. ~~The principal-teacher or career teacher shall design a plan shall be designed by the principal-teacher and career teacher~~ with the student, parents, and other faculty ~~and shall seek~~ to maximize the learning potential and maturation level of each ~~pupil~~ **student**.

(2) Measuring the proficiency of the students assigned to ~~him~~ **the principal-teacher or career teacher** and assisting other staff in identifying ~~pupil~~ **student** needs and making appropriate educational and subject groupings.

(3) ~~When~~ **If** part of the project's plan, taking responsibility for the parent and early childhood education of students assigned to ~~him~~ **the principal-teacher or career teacher**.

(4) Designing and being responsible for program components that meet special learning needs of high potential and talented students.

(5) Coordinating the ongoing, year-to-year learning program for students assigned to ~~him~~ **the principal-teacher or career teacher**.

[20-10.1-13-8] Sec. 8. (a) A project may include a counselor-teacher component. The counselor-teacher may not be the exclusive teacher of the students assigned to ~~him~~ **the counselor-teacher**.

(b) A counselor-teacher must be a licensed counselor under ~~IC 20-6.1-3~~ **IC 20-28-5**.



(c) The governing body of the school corporation shall establish procedures for hiring counselors for the position of counselor-teacher. The governing body has sole authority to hire ~~these the~~ counselors. ~~No~~ An individual is **not** entitled to employment in the position based on seniority or order of employment in the school corporation.

(d) The counselor-teacher shall provide guidance and counseling services to students assigned to ~~him; the~~ **counselor-teacher**. This includes working with individual students, groups of students, and families.

#### **Chapter 24. Arts Education Program**

[20-10.1-14-1] Sec. 1. As used in this chapter, "arts" includes **the following:**

- (1) Music.
- (2) Dance.
- (3) Drama.
- (4) Visual arts.
- (5) Creative writing.
- (6) Film making. ~~and the~~
- (7) Arts related to the presentation, performance, execution, and exhibition of ~~these~~ arts **and listed in subdivisions (1) through (6).**
- (8) The study and application of ~~these~~ arts **listed in subdivisions (1) through (7)** to the human environment.

[20-10.1-14-2] Sec. 2. The purpose of this chapter is to:

- (1) encourage local schools to develop comprehensive plans to improve arts in education;
- (2) coordinate available resources in support of arts programs in order to provide arts experiences for all students;
- (3) provide assistance to local agencies in the development and implementation of comprehensive programs to improve instruction in the elementary and secondary schools;
- (4) develop a means by which schools and communities can collaborate in order to strengthen programs;
- (5) provide leadership training in the planning, execution, and evaluation of arts education programs;
- (6) assist local schools in the training of educational arts education programs; and
- (7) assist local schools in the training of educational staff, including specialists in all of the arts and general classroom teachers.

[20-10.1-14-3] Sec. 3. The department ~~of education~~ may award grants to school corporations under this chapter.

[20-10.1-14-4] Sec. 4. A school corporation may apply for a grant under this chapter by submitting to the department ~~of education~~ a plan that includes the following:

- (1) Identification of the instructional needs of students and



teachers in the arts.

(2) A program through which funds received under this chapter as well as under local, state, or federal programs will serve the purposes of this chapter.

(3) A program for coordinating the efforts of local agencies, organizations, and institutions in order to make their efforts more effective.

(4) Identification of the area in which the funds received will be used, including one (1) of the following:

(A) Comprehensive arts education programs.

(B) Technical assistance leadership training.

(C) Interagency and organizational programs.

(D) Allotment programs for elementary arts specialists.

[20-10.1-14-5] Sec. 5. The department ~~of education~~ may consult with the Indiana arts commission and private arts organizations regarding expenditure of funds received under this chapter.

[20-10.1-14-6] Sec. 6. The state board ~~of education~~ shall adopt rules under IC 4-22-2 stating the criteria upon which grants may be made under this chapter. The department ~~of education~~ may make grants to school corporations from funds made available for the purposes of this chapter.

## **Chapter 25. Committee on Educational Attitudes, Motivation, and Parental Involvement**

[20-10.1-19-1] Sec. 1. (a) **As used in this chapter, "committee" refers to the committee on educational attitudes, motivation, and parental involvement established in subsection (b).**

(b) The committee on educational attitudes, motivation, and parental involvement (~~referred to as "the committee" in this chapter~~) is established to do the following:

(1) Study the attitudes of students toward the educational process in public schools.

(2) Develop methods to motivate students to learn.

(3) Develop methods to create and maintain a positive public perception within each community and within Indiana toward the public schools.

(4) Develop methods to encourage increased parental and community involvement with the public schools.

(5) Develop guidelines for the award of grants under section 5 of this chapter.

[20-10.1-19-2] Sec. 2. The committee consists of fifteen (15) members. The governor shall appoint the members upon the recommendation of the state superintendent and shall designate a member to serve as chairman. The chairman shall call the meetings of the committee. The members serve two (2) year terms.

[20-10.1-19-3] Sec. 3. (a) The membership of the committee must include representatives from the following:



- (1) The general assembly.
- (2) The department.
- (3) Business.
- (4) Labor.
- (5) Agriculture.
- (6) Parents of children who attend public schools.
- (7) Public school or school corporation administrators.
- (8) Certificated employees (as defined in ~~IC 20-7.5-1-2~~) **IC 20-29-2-4**) who are teachers.

(b) Each member of the committee who is not a state employee is not entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). Such a member is, however, entitled to reimbursement for traveling expenses and other expenses actually incurred in connection with the member's duties, as provided in the state travel policies and procedures established by the **Indiana** department of administration and approved by the budget agency.

(c) Each member of the committee who is a state employee but who is not a member of the general assembly is entitled to reimbursement for traveling expenses and other expenses actually incurred in connection with the member's duties, as provided in the state travel policies and procedures established by the **Indiana** department of administration and approved by the budget agency.

(d) Each member of the committee who is a member of the general assembly is entitled to receive the same per diem, mileage, and travel allowances paid to members of the general assembly serving on interim study committees established by the legislative council.

[20-10.1-19-4] Sec. 4. The state superintendent and the governor shall each designate a staff member to coordinate the planning of the committee.

[20-10.1-19-5] Sec. 5. (a) A school corporation may apply to the department for a grant to expand or implement programs to do the following:

- (1) Improve student attitudes toward education.
- (2) Increase student motivation to pursue higher educational goals.
- (3) Increase community and parental involvement with the local schools.

(b) The committee shall make recommendations to the department concerning the award of grants under subsection (a).

#### **Chapter 26. Readiness Testing**

[20-10.1-21-1] Sec. 1. The board shall authorize a series of studies to be conducted by the department to determine a plan for reimbursing school corporations for the costs of administering academic readiness tests to selected students in kindergarten, grade 1, and grade 2.

[20-10.1-21-2] Sec. 2. The department shall develop a plan, based upon the results of the studies, to offer readiness tests to school



corporations. beginning in the 1991-92 school year:

[20-10.1-21-3] Sec. 3: During the 1989-90 school year, an advisory group selected by the state superintendent of public instruction and comprised of teachers, administrators, curriculum specialists, early childhood specialists, and testing specialists shall assist the department in reviewing the major readiness tests currently available and selecting the tests that offer teachers the most useful information for assessing student readiness in terms of grade level material and planning instruction:

[20-10.1-21-4] Sec. 4: (a) During the 1990-91 school year, the department shall pilot-test the materials selected in section 3 of this chapter in kindergarten, grade 1, and grade 2 in a representative sample of school corporations in Indiana:

(b) The purpose of these tests is to provide school personnel with information to develop appropriate instruction for students:

(c) The parents of the students to be tested must be notified of the testing and that the tests are for academic readiness purposes only:

(d) The pilot-tested programs shall be funded from the department's research and development program established under IC 20-10.1-22:

[20-10.1-21-5] Sec. 5: (a) Based upon the results of the study described in section 3 of this chapter and the piloting described in section 4 of this chapter, the department shall submit to the general assembly by January 1, 1991, a plan for offering readiness testing to school corporations seeking to administer a readiness test to students for whom the testing would be appropriate:

(b) The plan shall include the following:

(1) The population of students for whom the tests would be most appropriate:

(2) The grade levels that should be tested:

(3) The readiness tests that are recommended and the information those tests will provide:

(4) The method for reimbursing school corporations seeking to participate in the program:

(5) Other relevant information:

[20-10.1-21-6] Sec. 3. ~~Sec. 6:~~ Readiness testing under this chapter is in addition to ISTEP program testing under ~~IC 20-10.1-16.~~  
**IC 20-32-5.**

## **Chapter 27. Student Services Programs**

[20-10.1-23-1] Sec. 1. (a) The department shall establish a student services summer institute designed to coordinate the student services personnel from each school corporation with youth serving organizations in developing a cohesive plan to serve the needs of students.

(b) The student services summer institute shall focus on developing a coordinated effort among the participants in the summer institute to do the following:



(1) Increase and enhance preventive and effective student service programs.

(2) Study methods of providing information and resources to assist parents in counseling students.

(3) Reduce and eliminate clerical duties regularly assigned to student guidance personnel.

(4) Coordinate the expertise and training of the student guidance personnel.

(5) Prepare a program to implement the coordinated plan.

[20-10.1-23-2] Sec. 2. The student services institute shall identify the following:

(1) Effective models for the coordination of student services in Indiana and nationwide.

(2) Any rule, regulation, or funding requirement that creates barriers to or facilitates the coordination of student services.

(3) Specific local conditions or circumstances that promote or inhibit the coordination of student services.

(4) Specific needs or problems concerning the coordination of student services.

[20-10.1-23-3] Sec. 3. The department shall authorize a student services team pilot program to be conducted under the research and development program under ~~IC 20-10.1-22~~ **IC 20-20-11** designed to assist participating student guidance personnel with services provided by other local youth serving organizations.

[20-10.1-23-4] Sec. 4. If a pilot program provides for direct services to students (other than services approved by the state board of education and governing bodies), parents of students must be notified that additional services are available.

## **Chapter 28. Early Childhood Programs**

[20-10.1-24-1] Sec. 1. As used in this chapter, "early childhood program" refers to a voluntary parental education program for parents of children from birth to not more than three (3) years of age **[Query: This is ambiguous. Less than 3 years of age? Less than 4 years of age?]** that provides these parents with information and activities to help the parents better prepare children for school.

[20-10.1-24-2] Sec. 2. As used in this chapter, "latch key program" means a voluntary school age child care program for children who attend kindergarten through grade 6 and that at a minimum, operates after the school day and may include periods ~~of time~~ before school is in session or during periods when school is not in session.

[20-10.1-24-3] Sec. 3. As used in this chapter, "preschool program" refers to a voluntary school readiness program for children who are at least three (3) years of age and not enrolled in at least kindergarten.

[20-10.1-24-4] Sec. 4. (a) ~~Beginning with the 1990-91 school year,~~ The department shall establish pilot programs targeting at risk students in the following areas:





(1) Early childhood parental information programs.

(2) Preschool programs.

(3) Latch key programs.

(b) In establishing the pilot programs under this chapter, the department shall focus on implementing programs that enable the local school corporation and appropriate community agencies to cooperate with each other.

(c) The department shall address the following in establishing the programs:

(1) Screening for physical health problems that can inhibit school success.

(2) Screening for learning disabilities.

(3) Parental orientation and participation.

(d) In addition, the department shall employ an early childhood specialist and support staff personnel to identify and determine ways to coordinate the educational programs offered by local youth serving organizations.

[20-10.1-24-5] Sec. 5. (a) The department shall select certain school corporations to participate in the respective pilot programs listed in section 4 of this chapter and may select school corporations that have a pilot program as described in section 4 of this chapter in existence on June 30, 1990.

(b) A school corporation may enter into an agreement with a ~~not-for-profit~~ **nonprofit** corporation to provide early childhood education, preschool education, or latch key programs. However, if a school corporation enters into a contract for preschool education, the ~~not-for-profit~~ **nonprofit** corporation:

(1) must operate a federally approved preschool education program; and

(2) may not be religiously affiliated.

[20-10.1-24-6] Sec. 6. The department shall develop guidelines necessary to implement this chapter.

[20-10.1-24-7] Sec. 7. Each school corporation that participates in a pilot program under this chapter shall prepare a written report detailing all of the pertinent information concerning the implementation of the pilot program, including any recommendations made and conclusions drawn from the pilot program. The school corporation shall submit the report to the department.

[20-10.1-24-8] ~~Sec. 8: (a) The department shall utilize those funds in excess of twenty million dollars (\$20,000,000) from the educational opportunity program for at risk students under IC 20-10.1-18-2.1.~~

~~(b) The department shall allocate the funds available under this section to school corporations on a competitive basis with an emphasis on:~~

~~(1) providing money first to school corporations that implement or contract for the implementation of a comprehensive program~~



that includes all three (3) types of programs described in section 4 of this chapter;

(2) targeting the money to schools with comparatively large numbers of at risk students;

(3) evaluating various approaches to preschool programs for school readiness; and

(4) utilizing various approaches to provide information on school readiness for parents of preschool children.

(c) Money allocated to a school corporation to provide a latch key program constitutes a one (1) time allocation intended to initially implement such a program.

(d) To be eligible for funds under this section, the school corporation shall submit an application to the department, on forms provided by the department, including all the pertinent information concerning the school corporation's proposed pilot program. [Query: O.K. to repeal? IC 20-10-18 has been repealed.]

#### **Chapter 29. Twenty-First Century Schools Pilot Program**

[20-10.1-26-1] Sec. 1. The department shall establish a twenty-first century schools pilot program to do the following:

(1) Increase the involvement of parents, teachers, administrators, and local civic leaders in the operation of the local school.

(2) Provide more responsibility and flexibility in the governance of schools at the local level.

(3) Encourage innovative and responsive management practices in light of the social and economic problems in the community.

(4) Provide grants to schools selected by the department to implement twenty-first century schools pilot programs.

[20-10.1-26-2] Sec. 2. (a) The department shall administer the twenty-first century schools pilot program.

(b) Unexpended money appropriated to the department for the department's use in implementing the pilot program under this chapter at the end of the state fiscal year does not revert to the state general fund but remains available to the department for the department's continued use under this chapter.

[20-10.1-26-3] Sec. 3. To be eligible for selection as a twenty-first century schools pilot program grant recipient, a school must do the following:

(1) Apply to the department for a grant, on forms provided by the department, and include a detailed description of the school pilot program.

(2) Demonstrate a significant commitment by teachers, parents, and school administrators toward achieving positive outcomes in school activities.

(3) Establish a school/community improvement council consisting of parents of students, school personnel, and representatives of the community.



(4) Comply with all other requirements set forth by the department.

[20-10.1-26-4] Sec. 4. A pilot program eligible to be funded under this chapter must include all of the following:

(1) School based management models.

(2) Parental involvement strategies.

(3) Innovative integration of curricula, individualized education programs, nonstandard courses, or textbook adoption in the school improvement plan described under ~~IC 20-1-1.2-7(6)~~.

**IC 20-31-4-6(6).**

(4) Training for participants to become effective members on school/community improvement councils.

[20-10.1-26-5] Sec. 5. To encourage participation in the pilot program by local schools, a school corporation that is selected to participate in the pilot program is not required to comply with certain state imposed standards as determined by the department with the consent of the board.

[20-10.1-26-6] Sec. 6. Upon review of the applications submitted by schools under section 3 of this chapter, the department shall select the schools to participate in the twenty-first century schools pilot program.

[20-10.1-26-7] Sec. 7. Each participating school shall prepare a written report to be submitted to the department that includes the findings, conclusions, and recommendations of the school concerning the school pilot program.

[20-10.1-26-8] Sec. 8. The department shall develop guidelines necessary to implement this chapter.

[20-10.1-26-9] Sec. 9. The department may employ personnel necessary to implement this chapter.

### **Chapter 30. Anti-Gang Counseling Pilot Program and Fund**

[20-10.1-27-1] Sec. 1. As used in this chapter, "anti-gang counseling" refers to efforts described under section 8 of this chapter that are designed to discourage students from the following:

(1) Becoming members of criminal gangs.

(2) Engaging in criminal gang activity.

[20-10.1-27-2] Sec. 2. As used in this chapter, "criminal gang" has the meaning as set forth in IC 35-45-9-1.

[20-10.1-27-3] Sec. 3. As used in this chapter, "fund" refers to the anti-gang counseling pilot program fund established under section 9 of this chapter.

[20-10.1-27-4] Sec. 4. As used in this chapter, "participating school corporation" refers to a school corporation or more than one (1) school corporation under a joint agreement selected by the department to participate in the pilot program.

[20-10.1-27-5] Sec. 5. As used in this chapter, "pilot program" refers to the anti-gang counseling pilot program established under section 8 of this chapter.



1 [20-10.1-27-6] Sec. 6. As used in this chapter, "pilot project" refers  
 2 to an anti-gang counseling pilot project authorized under section 8 of  
 3 this chapter.

4 [20-10.1-27-7] Sec. 7. As used in this chapter, "student" refers to a  
 5 public school student who is in an appropriate grade level as  
 6 determined by the participating school corporation.

7 [20-10.1-27-8] Sec. 8. The department shall establish the anti-gang  
 8 counseling pilot program to provide financial assistance to  
 9 participating school corporations to establish pilot projects designed to  
 10 do the following:

11 (1) Educate students and parents:

12 (A) of the extent to which criminal gang activity exists in the  
 13 school corporation's community;

14 (B) on the negative societal impact that criminal gangs have  
 15 on the community; and

16 (C) on methods to discourage participation in criminal gangs.

17 (2) Encourage the use of community resources not directly  
 18 affiliated with the school corporation, including law enforcement  
 19 officials, to participate in the particular pilot project.

20 (3) Enable the participating school corporations on a case by case  
 21 basis and with the prior written approval of the student's parent or  
 22 guardian to contract with community mental health centers to  
 23 provide appropriate anti-gang counseling to a student identified  
 24 by the student's school guidance counselor as being at risk of  
 25 becoming a member of a criminal gang or at risk of engaging in  
 26 criminal gang activity.

27 [20-10.1-27-9] Sec. 9. (a) The anti-gang counseling pilot program  
 28 fund is established to provide grants to participating school  
 29 corporations to establish and operate the school corporation's pilot  
 30 project.

31 (b) The department shall administer the fund.

32 (c) The expenses of administering the fund shall be paid from  
 33 money in the fund.

34 (d) The treasurer of state shall invest the money in the fund not  
 35 currently needed to meet the obligations of the fund in the same  
 36 manner as other public funds may be invested.

37 [20-10.1-27-10] Sec. 10. (a) To be eligible for a grant under this  
 38 chapter, a school corporation or more than one (1) school corporation  
 39 under a joint agreement must timely apply for the grant to the  
 40 department on forms provided by the department.

41 (b) The applying school corporation must include at least the  
 42 following information in the school corporation's application:

43 (1) The number of students likely to benefit from the pilot project.

44 (2) A detailed description of the proposed pilot project format.

45 (3) The extent to which the applying school corporation intends  
 46 to include appropriate community resources not directly affiliated



1 with the applying school corporation in the pilot project.

2 (4) A statement of and any supporting information concerning the  
3 need to establish the pilot project as perceived by the applying  
4 school corporation.

5 (5) The estimated cost of implementing the pilot project.

6 (6) Any other pertinent information required by the department.

7 [20-10.1-27-11] Sec. 11. (a) Under the program, the department may  
8 approve not more than three (3) pilot projects from each congressional  
9 district.

10 (b) The department shall approve the pilot projects based on at least  
11 the following criteria:

12 (1) The relative need for the establishment of a pilot project of  
13 this nature as outlined by the applying school corporation,  
14 including the number of students who would likely benefit from  
15 the pilot project and the prevalence of criminal gang activity  
16 within the boundaries of the applying school corporation.

17 (2) The overall quality of the applying school corporation's pilot  
18 project proposal, including the extent to which the applying  
19 school corporation demonstrates a willingness to include as a part  
20 of the pilot project appropriate community resources not directly  
21 affiliated with the applying school corporation.

22 (3) The availability of money in the fund.

23 [20-10.1-27-12] Sec. 12. (a) By June 1 of each school year, each  
24 participating school corporation shall submit to the department a  
25 written report, on forms developed by the department, outlining the  
26 activities undertaken as part of the school corporation's pilot project.

27 (b) By November 1 of each year, the department shall submit a  
28 comprehensive report to the governor and the general assembly on the  
29 pilot program, including the department's conclusions and  
30 recommendations with regard to the impact that the pilot program has  
31 made on decreasing criminal gang activity in Indiana. A report  
32 submitted under this subsection to the general assembly must be in an  
33 electronic format under IC 5-14-6 to fund the pilot programs under this  
34 chapter.

